SH-AD-32A (8/17)

COUNTY OF LOS ANGELES

# SHERIFF'S DEPARTMENT

*"A Tradition of Service Since 1850"*

DATE: July 29, 2020
FILE NO: 017-16877-0627-055

OFFICE CORRESPONDENCE

**FROM:** SCOTT W. GAGE, COMMANDER
SOUTH PATROL DIVISION

**TO:** JUSTIN R. DIEZ, CAPTAIN
SANTA CLARITA VALLEY STATION

**ATTN:** THOMAS H. McNEAL, CAPTAIN
TRAINING BUREAU

**SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS**

| | |
|---|---|
| Case Number: | SH2441479 |
| Incident: | Hit Shooting |
| Incident Date: | November 28, 2017 |
| Unit: | Santa Clarita Valley Station |
| Suspect(s): | Monolito A. Guerra, MH/030888 |
| Involved Employees: | Deputy Albert S. White, #[redacted]<br>Deputy Tanner P. Sanchez, #[redacted]<br>Deputy Robert A. Garcia, #[redacted]<br>Deputy Benjamin D. Sanchez, #[redacted] |
| EFRC Date: | July 23, 2020 |

The Executive Force Review Committee (EFRC) consisting of Commanders Scott W. Gage, April L. Tardy, and Chris E. Marks met and reviewed the above case.

**FINDINGS:**

The EFRC determined the use of force and tactics used by Deputies Tanner P. Sanchez, Benjamin D. Sanchez and Robert A. Garcia were within Department policy. The panel found Deputy Albert S. White's use of force was also within Department policy. However, the panel found Deputy White's tactics to be in violation of policy **3-10/050.15 – Performance to Standards – Performance Associated with the Use of Force**. The panel

found Deputy White failed to perform to the standards established for his rank of Deputy Sheriff when taking the following actions:

a) take independent action when approaching Suspect Guerra, whom he believed was a suspect with a deadly weapon; and/or,

b) failing to communicate to his partners he was about to approach Suspect Guerra; and/or,

c) failing to coordinate with additional units to establish containment; and/or,

d) failing to formulate with additional units a tactical plan prior to approaching Suspect Guerra; and/or,

e) approaching and/or closing the distance between himself and Suspect Guerra, without an exigency and/or emergency and/or additional units.

f) failing to take a tactical position of advantage by choosing a path of cover and/or concealment.

**RECOMMENDATIONS:**

In lieu of discipline the Panel will credit Deputy White with the training he has completed since the incident. Deputy White will be credited for the following completed training; Tactical Firearms, Firearms/Tactical Rifle, Driver Tranining/Awareness Arrest and Control and First Aid/CPR. The Panel also recommended Training Bureau to publish a Tip of the Week video regarding the proper procedures when using a mounted or handheld flashlight during a tactical scenario.

SWG:COR:cor

**EFRC DISPOSITION WORKSHEET**

Re: IAB SH2441479

Subject: Deputy Albert S. White, #[redacted]

Investigator: Sergeant Layne B. Arnold, Internal Affairs Bureau

Advocate: Sergeant Tania A. Giggles Lawrence

## DISPOSITION OF CHARGES

The following charges were prepared by the Advocacy Unit. Please indicate your disposition of the potential charges, and put any additional sustained charges (with reference to the investigation) on attached sheet(s).

**Potential Charge(s):**

The evidence in this investigation supports the following charges:

1. That in violation of the Department's Manual of Policy and Procedures, Sections 3-01/050.10, Performance to Standards; and/or 3-01/030.10, Obedience to Laws, Regulations and Orders, specifically pertaining to 3-10/150.00, Tactical Incidents; and/or 3-10/050.15, Performance to Standards – Performance Associated with the Use of Force, on or about November 28, 2017, while on-duty and assigned to Santa Clarita Station, Subject White, failed to perform to the standards established for his rank of Deputy Sheriff, and/or failed to perform his duties in a manner which established and maintained the highest standard of efficiency in carrying out the functions and objectives of the Department, when he took independent action and/or used strategies and/or tactics which failed to comply with Department policies, and/or procedures, and/or training, as evidenced by, but not limited to:

    a. taking independent action when he approached Suspect Guerra, whom he believed was a suspect involved in an assault with a deadly weapon, involving a firearm; and/or,

    b. failing to communicate to his partners he was about to approach and/or he was about to detain Suspect Guerra; and/or,

    c. failing to coordinate with additional units in establishing and/or maintaining a containment for Suspect Guerra; and/or;

    d. failing to formulate with additional units a tactical plan prior to approaching and/or contacting Suspect Guerra in a vehicle; and/or,

e. approaching, and/or closing the distance between himself and Suspect Guerra, without an exigency and/or emergency and/or additional units

f. failing to take a tactical position of advantage by choosing a path of cover and/or concealment.

**Evidence Reference:**

_______________

**Defenses/Conflicting Evidence:**

_______________

**Disposition:**

__X__ **Charge founded as delineated**
_____ **Charge founded as modified**
_____ **Charge unresolved**
_____ **Charge unfounded**

**Discipline Assessment**

**Review of Applicable Guidelines for discipline Section:**

The Department's "*Guidelines for Discipline*" (September 28, 2012) lists the following Analogous misconduct with associated disciplinary penalties:

| Conduct | Standard Discipline |
|---|---|
| **Performance to Standards** | W/R to Discharge |
| **Obedience to Laws, Regulations and Orders**<br>• Performance to Standards - Performance Associated with the Use of Force<br>• Tactical Incidents | W/R to Discharge |

# Los Angeles County Sheriff's Department
# Officer Involved Shooting



| | | |
|---|---|---|
| Report Date: 11/28/2017 | Bureau/Station/Facility: Santa Clarita Valley Station | Admin. Invest.? [ ] Hit? [✓] |

**Incident Information**

| | |
|---|---|
| URN: 017-16877-0627-055 | Date: 11/28/2017 Time: 2218 hours |
| City or Station: Santa Clarita | Nature of Incident: Deputies responded to an assault with a deadly weapon call involving a firearm. Deputies encountered the suspect who was hiding in a vehicle. A deputy involved shooting occurred. |
| Location: [redacted] Bottletree Lane, Newhall, CA 91387 | |

**Location Type (check one or more):**
- [ ] Backyard
- [ ] Beach
- [ ] Business
- [ ] Freeway
- [ ] Industrial
- [ ] Park
- [✓] Parking Lot
- [✓] Residence
- [ ] Rural
- [ ] School
- [✓] Street
- Other:

**Lighting (check only one):**
- [✓] Darkness
- [ ] Daylight
- [ ] Other
- [ ] Street Lights

**Weather (circle only one):**
- [✓] Clear
- [ ] Cloudy
- [ ] Fog
- [ ] Rain

Distance: 3 to 40 feet

Total # of Shots Fired by Deputy: 1 to 10

Total # of Shots Fired by Suspect: 2 to 4

**Incident Type (check one or more):**
- [ ] Accidental
- [✓] Armed Person
- [ ] Fleeing Suspect
- [ ] Foot Pursuit
- [ ] Gun Take Away
- [ ] Moving Vehicle
- [ ] Sniper/Ambush
- [ ] Startle
- [ ] Struggle Involved
- [ ] Traffic Stop
- [ ] Unarmed Person
- [ ] Unintentional
- [ ] Vehicle Pursuit
- [ ] Warrant Service
- [ ] Warning Shot
- Other:

**Initiated by (check only one):**
- [ ] Arrest Warrant
- [✓] Call
- [ ] Observation
- [ ] One Person Unit
- [ ] Other
- [ ] Search Warrant
- [ ] Two Person Unit

**Prior Activity (check only one):**
- [ ] Detective
- [ ] Inmate Transport
- [✓] Other
- [ ] Routine Patrol

Aero Unit? [ ] Canine Unit? [ ]

**Employee Witnesses**

| Employee # | Last Name | First Name | M.I. | ShiftTime (check only one) | ShiftType (check only one) |
|---|---|---|---|---|---|
| [redacted] | Acosta | Mario | A | [✓] EM [ ] PM [ ] Day | [✓] Regular [ ] Overtime [ ] Off Duty |
| [redacted] | Beck | Jonathan | R | [✓] EM [ ] PM [ ] Day | [✓] Regular [ ] Overtime [ ] Off Duty |
| [redacted] | Martin | Christopher | R | [✓] EM [ ] PM [ ] Day | [ ] Regular [✓] Overtime [ ] Off Duty |

**Non-Employee Witnesses**

| Last Name | | First Name | | | M.I. |
|---|---|---|---|---|---|
| Street Address | City | Zip Code | Work Ph | Home Ph | |
| Last Name | | First Name | | | M.I. |
| Street Address | City | Zip Code | Work Ph | Home Ph | |
| Last Name | | First Name | | | M.I. |
| Street Address | City | Zip Code | Work Ph | Home Ph | |

**Supervisors**

| Employee # | Last Name | First Name | M.I. | (check one or more) |
|---|---|---|---|---|
| [redacted] | Gittisarn | Niels | | [✓] On Duty [✓] Present during shooting [✓] Witness to shooting [ ] Involved in shooting |
| | | | | [ ] On Duty [ ] Present during shooting [ ] Witness to shooting [ ] Involved in shooting |

**Watch Sergeant**

| Employee # | Last Name | First Name | M.I. |
|---|---|---|---|
| [redacted] | Dantice | Daniel | L |

**Watch Commander**

| Employee # | Last Name | First Name | M.I. |
|---|---|---|---|
| [redacted] | Somoano | Ignacio | |

**PSTD Use Only**

SH # ______________

# Officer Involved Shooting

URN: 017-16877-0627-055



## Rollout Information

| Arrival Date | Arrival Time | Date Submitted | Date of Recommendation |
|---|---|---|---|
| 11/29/2017 | 0010 hours | 06/16/2020 | |

| Employee # | Last Name | First Name | M.I. |
|---|---|---|---|
| [redacted] | Upton | Steven | W |
| [redacted] | [redacted] | [redacted] | [redacted] |
| [redacted] | Granek | Roberta | C |

## Shooting / Force Information

### Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

### Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

### Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

### Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(SS) SIG Sauer
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

### Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

## FORCE APPLIED *(one code per block)*

| Used By (E# or S#) | Used Against (E# or S#) | Method (Code) | Brand (Code) | Caliber (Code) | Authorized Weapon? (Y/N) | Authorized Ammunition? (Y/N) | Type of Injury (Code) | Body Part (Code) |
|---|---|---|---|---|---|---|---|---|
| S#1 | E#1 | FH | SR | 38 | | | GS | NK |
| E#1 | S#1 | FH | SW | 9 | Y | Y | GS | AD |
| E#1 | S#1 | FH | SW | 9 | Y | Y | GS | EL |
| S#1 | E#2 | FH | SR | 38 | | | NN | |
| E#2 | S#1 | FH | SW | 9 | Y | Y | GS | |
| S#1 | E#3 | FH | SR | 38 | | | NN | |
| E#3 | S#1 | FH | SW | 9 | Y | Y | NN | |
| S#1 | E#4 | FH | SR | 38 | | | NN | |
| E#4 | S#1 | FH | SW | 9 | Y | Y | GS | |
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# Officer Involved Shooting
# Involved Employee Information

URN: 017-16877-0627-055



## Involved Employee

**E 1**

| | | | |
|---|---|---|---|
| Employee #: [redacted] | Last Name: White | First Name: Albert | M.I.: S |
| Sex: M  Race: H | Rank: DSG | Unit Assignment: Santa Clarita | Work Assignment (Unit #, Module, etc.): 64 |
| ShiftTime (*circle only one*): [x] EM [ ] PM [ ] Day | ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty | Intoxication/Drug Usage? [ ] | Substance Used: |
| Hospital Admission? [x] | Hospital Name: Henry Mayo | Coroner Case? [ ] | Coroner Case #:  Interviewed? [x] |
| Hrs of sleep prior to shooting: 2 hours | Duty Time (hrs): [redacted] | Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [x] Uniform w/ Vest | Other Factors: |
| Age: [redacted] | Height: 5'10"  Weight: 215 | | |
| Range Qualification Date: [redacted] | PPC Qualification Date: | Laser Training Date: | |
| Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted]  Number of Prior Shootings: [redacted]  Directed Force: [redacted] |
| Weapons Fired Brand: Smith&Wesson | Caliber: 9mm  # Shots: 8 | Weapons Fired Brand: | Caliber:  # Shots: |
| Field Training Officer Emp #: [redacted] | Last Name: [redacted] | First Name: [redacted] | M.I.: [redacted] |
| Field Training Officer Emp #: [redacted] | Last Name: [redacted] | First Name: [redacted] | M.I.: [redacted] |

**E 2**

| | | | |
|---|---|---|---|
| Employee #: [redacted] | Last Name: Sanchez | First Name: Tanner | M.I.: P |
| Sex: M  Race: H | Rank: DSG | Unit Assignment: Santa Clarita | Work Assignment (Unit #, Module, etc.): 65 |
| ShiftTime (*circle only one*): [x] EM [ ] PM [ ] Day | ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty | Intoxication/Drug Usage? [ ] | Substance Used: |
| Hospital Admission? [ ] | Hospital Name: | Coroner Case? [ ] | Coroner Case #:  Interviewed? [x] |
| Hrs of sleep prior to shooting: 8 hours | Duty Time (hrs): [redacted] | Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [x] Uniform w/ Vest | Other Factors: |
| Age: [redacted] | Height: 5'08"  Weight: 180 | | |
| Range Qualification Date: [redacted] | PPC Qualification Date: | Laser Training Date: | |
| Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted]  Number of Prior Shootings: [redacted]  Directed Force: [redacted] |
| Weapons Fired Brand: Smith&Wesson | Caliber: 9mm  # Shots: 10 | Weapons Fired Brand: | Caliber:  # Shots: |
| Field Training Officer Emp #: [redacted] | Last Name: [redacted] | First Name: [redacted] | M.I.: [redacted] |
| Field Training Officer Emp #: [redacted] | Last Name: [redacted] | First Name: [redacted] | M.I.: [redacted] |

**E 3**

| | | | |
|---|---|---|---|
| Employee #: [redacted] | Last Name: Garcia | First Name: Robert | M.I.: A |
| Sex: M  Race: H | Rank: DSG | Unit Assignment: Santa Clarita | Work Assignment (Unit #, Module, etc.): 66 |
| ShiftTime (*circle only one*): [x] EM [ ] PM [ ] Day | ShiftType (*circle only one*): [x] Regular [ ] Overtime [ ] Off Duty | Intoxication/Drug Usage? [ ] | Substance Used: |
| Hospital Admission? [ ] | Hospital Name: | Coroner Case? [ ] | Coroner Case #:  Interviewed? [x] |
| Hrs of sleep prior to shooting: 5 hrs | Duty Time (hrs): [redacted] | Clothing (*circle only one*): [ ] Plain Clothes no Vest [ ] Plain Clothes w/ Vest [ ] Raid Jacket no Vest [ ] Raid Jacket w/ Vest [ ] Uniform no Vest [x] Uniform w/ Vest | Other Factors: |
| Age: [redacted] | Height: 6'01"  Weight: 220 | | |
| Range Qualification Date: [redacted] | PPC Qualification Date: | Laser Training Date: | |
| Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted]  Number of Prior Shootings: [redacted]  Directed Force: [redacted] |
| Weapons Fired Brand: Smith&Wesson | Caliber: 9mm  # Shots: 1 | Weapons Fired Brand: | Caliber:  # Shots: |
| Field Training Officer Emp #: [redacted] | Last Name: [redacted] | First Name: [redacted] | M.I.: [redacted] |
| Field Training Officer Emp #: [redacted] | Last Name: [redacted] | First Name: [redacted] | M.I.: [redacted] |



See Other Side

# Officer Involved Shooting
# Involved Employee Information

URN: 017-16877-0627-055



**Involved Employee**

E 4

| | | | |
|---|---|---|---|
| Employee # [redacted] | Last Name: Sanchez | First Name: Benjamin | M.I.: D |
| Sex: M Race: H | Rank: DSG | Unit Assignment: Santa Clarita | Work Assignment (Unit #, Module, etc.): 61 |
| ShiftTime (*circle only one*): ✓ EM ☐ PM ☐ Day | ShiftType (*circle only one*): ✓ Regular ☐ Overtime ☐ Off Duty | Intoxication/Drug Usage? ☐ | Substance Used: |
| Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case #: — Interviewed? ✓ |
| Hrs of sleep prior to shooting: Unknown | Duty Time (hrs): [redacted] | Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Raid Jacket w/ Vest ☐ Plain Clothes w/ Vest ☐ Uniform no Vest ☐ Raid Jacket no Vest ✓ Uniform w/ Vest | Other Factors: |
| Age: [redacted] Height: 5'09" Weight: 180 | | | |
| Range Qualification Date: [redacted] | PPC Qualification Date: | Laser Training Date: | |
| Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted] Number of Prior Shootings: [redacted] Directed Force: [redacted] |
| Weapons Fired Brand: Smith&Wesson Caliber: 9mm # Shots: 3 | | Weapons Fired Brand: Caliber: # Shots: | |
| Field Training Officer Emp # [redacted] | Last Name: [redacted] | First Name: [redacted] | M.I.: [redacted] |
| Field Training Officer Emp # [redacted] | Last Name: [redacted] | First Name: [redacted] | M.I.: [redacted] |

E __

| | | | |
|---|---|---|---|
| Employee # | Last Name | First Name | M.I. |
| Sex: Race: | Rank: | Unit Assignment: | Work Assignment (Unit #, Module, etc.): |
| ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day | ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty | Intoxication/Drug Usage? ☐ | Substance Used: |
| Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case #: — Interviewed? ☐ |
| Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Raid Jacket w/ Vest ☐ Plain Clothes w/ Vest ☐ Uniform no Vest ☐ Raid Jacket no Vest ☐ Uniform w/ Vest | Other Factors: |
| Age: Height: Weight: | | | |
| Range Qualification Date: | PPC Qualification Date: | Laser Training Date: | |
| Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ Number of Prior Shootings: Directed Force: ☐ |
| Weapons Fired Brand: Caliber: # Shots: | | Weapons Fired Brand: Caliber: # Shots: | |
| Field Training Officer Emp # | Last Name | First Name | M.I. |
| Field Training Officer Emp # | Last Name | First Name | M.I. |

E __

| | | | |
|---|---|---|---|
| Employee # | Last Name | First Name | M.I. |
| Sex: Race: | Rank: | Unit Assignment: | Work Assignment (Unit #, Module, etc.): |
| ShiftTime (*circle only one*): ☐ EM ☐ PM ☐ Day | ShiftType (*circle only one*): ☐ Regular ☐ Overtime ☐ Off Duty | Intoxication/Drug Usage? ☐ | Substance Used: |
| Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case #: — Interviewed? ☐ |
| Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): ☐ Plain Clothes no Vest ☐ Raid Jacket w/ Vest ☐ Plain Clothes w/ Vest ☐ Uniform no Vest ☐ Raid Jacket no Vest ☐ Uniform w/ Vest | Other Factors: |
| Age: Height: Weight: | | | |
| Range Qualification Date: | PPC Qualification Date: | Laser Training Date: | |
| Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ Number of Prior Shootings: Directed Force: ☐ |
| Weapons Fired Brand: Caliber: # Shots: | | Weapons Fired Brand: Caliber: # Shots: | |
| Field Training Officer Emp # | Last Name | First Name | M.I. |
| Field Training Officer Emp # | Last Name | First Name | M.I. |

# Officer Involved Shooting
# Suspect Information

URN: 017-16877-0627-055



## Suspect Information

**S 1**

| | | | |
|---|---|---|---|
| Last Name: Guerra | | First Name: Monolito | M.I.: A |
| **AKA** Last Name: | | First Name: | M.I.: |
| Sex: M Race: H | Street A[redacted] | City: [redacted] | [redacted] |
| Work Ph[redacted] | Home Phone: | Social Securi[redacted] | Driver's Licens[redacted] |
| Age: 29 D.O.B. 03/08/1988 | Height: 508 Weight: 140 | FBI # [redacted] | CII # [redacted] |
| Booking # 5171465 | Primary Charge: 664/187(A)PC | Secondary Charge: 245(A)2PC | |
| Coroner Case? ☐ | Coroner Case # | Intoxication/Drug Usage? ☑ | Substance Used: Methamphetamine |
| Armed? ☑ | Apprehended? ☑ | Mental Illness? ☐ | Criminal History? [redacted] |
| Vehicle Make: Model: | Year: | Parole: Yes Probation: Yes | Prior Felony Conviction: Yes |

**S**

| | | | |
|---|---|---|---|
| Last Name: | | First Name: | M.I.: |
| **AKA** Last Name: | | First Name: | M.I.: |
| Sex: Race: | Street Address: | City: | State & Zip Code: |
| Work Phone: | Home Phone: | Social Security #: | Driver's License #: |
| Age: D.O.B. | Height: Weight: | FBI # | CII # |
| Booking # | Primary Charge: | Secondary Charge: | |
| Coroner Case? ☐ | Coroner Case # | Intoxication/Drug Usage? ☐ | Substance Used: |
| Armed? ☐ | Apprehended? ☐ | Mental Illness? ☐ | Criminal History? ☐ |
| Vehicle Make: Model: | Year: | Parole: Probation: | Prior Felony Conviction: |

**S**

| | | | |
|---|---|---|---|
| Last Name: | | First Name: | M.I.: |
| **AKA** Last Name: | | First Name: | M.I.: |
| Sex: Race: | Street Address: | City: | State & Zip Code: |
| Work Phone: | Home Phone: | Social Security #: | Driver's License #: |
| Age: D.O.B. | Height: Weight: | FBI # | CII # |
| Booking # | Primary Charge: | Secondary Charge: | |
| Coroner Case? ☐ | Coroner Case # | Intoxication/Drug Usage? ☐ | Substance Used: |
| Armed? ☐ | Apprehended? ☐ | Mental Illness? ☐ | Criminal History? ☐ |
| Vehicle Make: Model: | Year: | Parole: Probation: | Prior Felony Conviction: |

**S**

| | | | |
|---|---|---|---|
| Last Name: | | First Name: | M.I.: |
| **AKA** Last Name: | | First Name: | M.I.: |
| Sex: Race: | Street Address: | City: | State & Zip Code: |
| Work Phone: | Home Phone: | Social Security #: | Driver's License #: |
| Age: D.O.B. | Height: Weight: | FBI # | CII # |
| Booking # | Primary Charge: | Secondary Charge: | |
| Coroner Case? ☐ | Coroner Case # | Intoxication/Drug Usage? ☐ | Substance Used: |
| Armed? ☐ | Apprehended? ☐ | Mental Illness? ☐ | Criminal History? ☐ |
| Vehicle Make: Model: | Year: | Parole: Probation: | Prior Felony Conviction: |



See Other Side

# SUPPLEMENTAL EMPLOYEE WITNESSES
## Los Angeles County Sheriff's Department



**Employee Witnesses**

| Last Name | First Name | M.I. | Street Address | Zip Code | Work Ph | Home Ph |
|---|---|---|---|---|---|---|
| Morgan #[redacted] | Christopher | C | Santa Clarita Valley Station | | 661-255-1121 | |
| Salazar #[redacted] | Jason | M | Santa Clarita Valley Station | | 661-255-1121 | |
| Stowers #[redacted] | Andrew | J | Santa Clarita Valley Station | | 661-255-1121 | |
| Francisco #[redacted] | Clint | N | Santa Clarita Valley Station | | 661-255-1121 | |
| Armstrong #[redacted] | Johanna | M | Santa Clarita Valley Station | | 661-255-1121 | |
| Garcia #[redacted] | Llandel | A | Santa Clarita Valley Station | | 661-255-1121 | |
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# COUNTY OF LOS ANGELES
# SHERIFF'S DEPARTMENT

## INVESTIGATIVE SUMMARY

**INCIDENT:** **ON-DUTY HIT SHOOTING, SUSPECT INJURED**

**IAB #:** **SH 2441479**

**URN #:** **017-16877-0627-055**

**DATE/TIME:** **NOVEMBER 28, 2017 / 2218 HOURS**

**LOCATION:** [redacted] **BOTTLETREE LANE, NEWHALL, CA 91387**

**SYNOPSIS:**

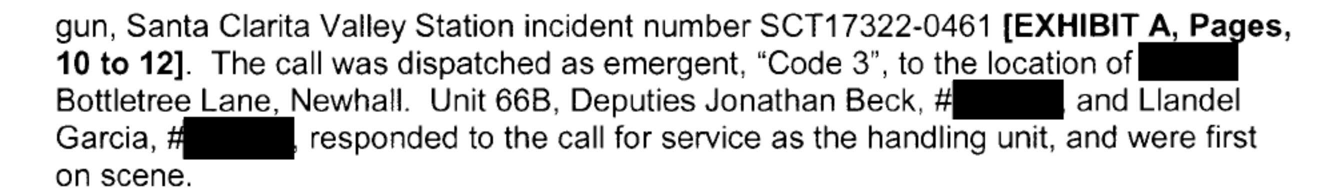
On November 28, 2017, an Internal Affairs Bureau (IAB) Force and Shooting Rollout Team, comprised of Lieutenant Roberta Granek, #[redacted], and Sergeants Steven Upton, #[redacted] and [redacted] #[redacted] responded to Santa Clarita Valley Station regarding an on-duty deputy involved hit shooting. The involved personnel were Deputies Albert White, #[redacted] Tanner Sanchez, #[redacted], Benjamin Sanchez, #[redacted], and Robert Garcia, #[redacted]. The deputies were all assigned to Santa Clarita Valley Station.

IAB Lieutenant Roberta Granek verified the Santa Clarita Valley Station Watch Commander, Lieutenant Ignacio Somoano, #[redacted] took reasonable steps to ensure the involved personnel and witness personnel did not discuss the incident amongst themselves, or with uninvolved persons prior to being interviewed by the assigned investigators. Lieutenant Granek also ensured Lieutenant Somoano knew the involved personnel and witness personnel should not collectively consult with their representative. Additionally, IAB Lieutenant Granek confirmed Lieutenant Somoano ensured to have all involved and witness personnel gather in the company of a supervisor, until they provided a statement to the assigned investigators.

Homicide Bureau Detectives, Kenneth Perry, #[redacted] and Scott Matlock, #[redacted], conducted the shooting investigation and prepared a Homicide Bureau casebook under URN # 017-16877-0627-055 **[EXHIBIT A]**.

**SUMMARY:**

On November 28, 2017, at approximately 2205 hours, Santa Clarita Valley Station desk personnel received a call regarding an assault with a deadly weapon, person with a



gun, Santa Clarita Valley Station incident number SCT17322-0461 **[EXHIBIT A, Pages, 10 to 12]**. The call was dispatched as emergent, "Code 3", to the location of [redacted] Bottletree Lane, Newhall. Unit 66B, Deputies Jonathan Beck, #[redacted], and Llandel Garcia, #[redacted], responded to the call for service as the handling unit, and were first on scene.

**IAB Note: "Code 3", is a radio code indicating emergent driving, with emergency lights and sirens on.**

Deputies Beck and L. Garcia arrived on scene and contacted a woman, identified as [redacted] (Victim [redacted]). Victim [redacted] arrived at her apartment complex, and drove through the parking area in search of a parking space. A male Hispanic with multiple tattoos approached her vehicle and pointed a gun at her face. He asked the victim if she had anything to do with a black vehicle. The victim told the suspect no, and drove away. She called 9-1-1 to report the incident.

The victim recognized the suspect (later identified as Monolito Guerra MH/03-08-88) as her neighbor. He lived in the same building ([redacted] Bottletree Lane), in apartment #[redacted]. The deputies began to set up a containment of the location. The apartment building was located just south of the swimming pool. Between the swimming pool and Bottletree Lane, there was a row of parked vehicles to the east.

Deputy Albert White began to check the row of parked vehicles. Deputy White saw a person laying across the rear seat of a white Ford Fusion. The person was hiding under a windshield sunshade. Deputy White believed the person in the vehicle was not aware of his presence. Deputy White attempted to use his radio to alert other deputies he located a possible suspect, however, due to other radio traffic, or a dead radio battery, he was unable to transmit.

Deputy White decided to check the door handle of the vehicle to see if it was unlocked. Deputy White decided if the door was unlocked, he would step back, detain the suspect at gun point, use the vehicle behind him as cover, and then yell to alert his partners **[HOMICIDE TRANSCRIPT, Page 8].**

Deputy White held his duty weapon in his right hand and pulled on the door handle, which was found to be unlocked. As Deputy White opened the door, he immediately saw a silver revolver lying next to the suspect on the seat. He ordered the suspect to show his hands and not to move. The suspect quickly stuck the gun between his legs, and brought his hands back to his chest. Deputy White gave the suspect additional commands, but the suspect reached toward the weapon.

Deputy White reached into the vehicle with his left hand in an attempt to stop the suspect from grabbing the weapon. As Deputy White reached in, the suspect was able to retrieve the weapon and pointed it at Deputy White. Deputy White stepped back to get away from the suspect.

As Deputy White backed up, the suspect exited the vehicle with the gun out in front of himself. Deputy White noticed the gun was approximately 6 inches from his face and attempted to duck. The suspect fired his weapon and the bullet hit Deputy White on the left side of his neck.

After being struck by the bullet, Deputy White said everything went black for a second. He then began to fall backward. Simultaneously, Deputy White believed he fired four to five rounds at the suspect. Deputy White fell to the ground and heard the suspect fire another shot. Deputy White believed the suspect had shot him in the back. Deputy White was able to get back to his feet and run away from Suspect Guerra. Deputy White ran eastbound from the shooting location to take cover behind a patrol vehicle. Numerous deputies assisted Deputy White, and transported him to the hospital in a patrol vehicle.

Deputy Tanner Sanchez was standing between the pool area and the suspect's apartment, southwest of the shooting location. Deputy T. Sanchez heard a male voice yell verbal commands, immediately followed by three gunshots. He looked in the direction of the sound of the gunfire. He saw a vehicle with an open door. In reaction to hearing the gun fire, he ran north east from his containment spot, toward the area he believed the shooting came from. He positioned himself behind the engine block of a patrol vehicle, which was parked on Bottletree Lane, north of the parking spaces. As Deputy T. Sanchez ran to take cover, he broadcasted "998" on the radio. He simultaneously heard Deputy White yell he had been hit.

**IAB Note: "998" is a Los Angeles County Sheriff's Department radio code for Deputy Involved in Shooing.**

Deputy T. Sanchez directed his attention to where the shooting occurred. He saw the suspect lean out from behind a white vehicle. The suspect was crouched behind the trunk of the vehicle, and appeared to use tactics of cover and concealment. The suspect was on one knee with his arms bent in a "V" shape as if he were holding a firearm, and ready to take aim. Deputy T. Sanchez could not see the suspect's hands at that time. Deputy T. Sanchez believed the suspect was looking for an avenue of escape or for a target to shoot. Deputy T. Sanchez did not know Deputy White's location and believed he was lying injured in the area.

Based on the suspect's position; the shooter's grip, concealing himself behind the vehicle, and the fact it appeared he was looking for a target, Deputy T. Sanchez feared the suspect would notice his location and opened fire. Deputy T. Sanchez believed he fired his duty weapon approximately four to five times at the suspect. The suspect went back behind the vehicle and was no longer visible. Deputy T. Sanchez stopped firing at the suspect. He decided to move his location in an attempt to "flank" the suspect, who he believed was hiding behind the vehicle. Deputy T. Sanchez moved west toward the suspect's last location. He saw the suspect lying on his side on the ground, and not moving.

Deputy T. Sanchez gave the suspect commands to show his hands and to drop the gun. The suspect did not react. Deputy T. Sanchez broadcasted over the radio that he believed a deputy had been shot. He approached the suspect with Deputy Robert Garcia and another deputy (unknown). Upon reaching the suspect, he noticed the suspect had been hit by gun fire, and was bleeding. Deputy T. Sanchez noticed a chrome revolver by the suspect's hand. Deputy T. Sanchez requested paramedics to the location to treat the suspect. He left the immediate area to assist in the transportation of Deputy White to the hospital.

Deputy Robert Garcia was near a cinder block wall trash bin enclosure, just east of the parking spaces, east of the pool. He noticed Deputy White had been looking at the vehicles parked north of the pool. He shortly lost visual of Deputy White, but he heard a male's voice say, "Show me your hands, show me your hands." A few seconds later, he heard approximately 8 to 12 gunshots and saw muzzle flash from the parking lot area. Deputy R. Garcia moved in the direction of the gunfire and saw Deputy White run away holding his neck. Deputy R. Garcia took position behind a patrol vehicle and provided cover for Deputy White and Deputy Christopher Martin as they retreated away from the shooting scene. Deputy R. Garcia positioned himself behind the engine block of the patrol vehicle and focused his attention toward the parked vehicles.

As he scanned the area, the suspect stood up from behind a parked vehicle. When Deputy R. Garcia saw the suspect, it appeared the suspect began to raise his arms while he was in a shooting stance. The suspect looked directly at Deputy R. Garcia and it appeared he was about to aim a weapon at him. Deputy R. Garcia fired one round from his duty weapon toward the suspect. The suspect went down behind the vehicle. He did not come back into view. When Deputy R. Garcia fired his weapon, he heard gun shots come from both sides of him.

Deputy R. Garcia stayed in his location until he heard Deputy Benjamin Sanchez announce the suspect was down. Deputy R. Garcia noticed Deputy B. Sanchez was positioned on the sidewalk, between the row of parked vehicles and the pool area. Deputy R. Garcia left his position to join Deputy B. Sanchez. They could see the suspect was laying down on his left shoulder and he was bleeding. They approached the suspect and noticed a silver revolver lying next to the suspect's hand. Due to the weapon being in very close proximity to the suspect, Deputy R. Garcia kicked the weapon away from the suspect. Deputy B. Sanchez handcuffed the suspect and searched him. Deputy R. Garcia provided scene security until being relieved and sequestered at the station.

Deputy Benjamin Sanchez was east of the pool, west of the target apartment building. After he took a containment spot, he heard someone give commands, followed by two loud bangs. He determined the sound came from northwest of his location, north of the pool.

Deputy B. Sanchez ran around the southwest side of the pool. As he ran, he saw

muzzle flashes on the opposite side of the pool. He ran for cover and heard someone yell, "I'm hit." He took cover behind a large mail box between the pool and the parking lot. Deputy B. Sanchez looked down the sidewalk and saw a male holding a chrome weapon in his hand. The suspect was crouched down behind a vehicle and kneeled to his left side. The suspect was holding the gun in front of him, as if he was pointing it to fire. Fearing the suspect was about to shoot at a deputy, Deputy B. Sanchez fired three rounds at the suspect from his duty weapon. He briefly lost visual of the suspect. He later saw the suspect was laying down on the sidewalk. The chrome handgun was on the sidewalk directly in front of the suspect's hand. Deputy B. Sanchez gave the suspect commands but the suspect did not move.

Deputy R. Garcia joined Deputy B. Sanchez and they approached the suspect together. Deputy R. Garcia kicked the weapon away, while Deputy B. Sanchez handcuffed and searched the suspect. The suspect was breathing, but injured and bleeding. They requested paramedics respond to treat the suspect. Deputy B. Sanchez stayed on scene to provide scene security until being relieved and sequestered at the station.

Los Angeles County Fire Department personnel arrived on scene and began to medically treat Suspect Guerra. Suspect Guerra was transported to Henry Mayo Newhall Hospital, where he was treated for his injuries by Doctor Kelly L. Walsma M.D.

## DISTRICT ATTORNEY'S LETTER OF OPINION

The shooting was reviewed by the Justice System Integrity Division (JSID), of the Los Angeles County District Attorney's Office. Deputy District Attorney Shannon Presby submitted a memorandum of their investigation **[EXHIBIT B]**. The JSID memorandum, dated, September 10, 2019, stated the deadly force utilized by Deputy Albert White was legally justified in self-defense, and the deadly force utilized by Deputies Benjamin Sanchez, Tanner Sanchez, and Robert Garcia was legally justified in self-defense and in the defense of others.

## INVOLVED EMPLOYEES AND WORK HISTORY:

**Albert S. White,** Deputy Sheriff, #[redacted]
North Patrol Division
Santa Clarita Valley Station

### Work History:

| | |
|---|---|
| Date of Employment: | June 20, 2013 |
| Date Assigned to Unit: | September 11, 2016 |
| Date Completed Patrol Training: | [redacted] |
| Prior Founded Force Incidents: | |
| Prior Shooting Incidents: | |

**Equipment Worn by Deputy White:**

Long sleeve "Class A" uniform with Sheriff patches on both shoulders, a metal badge, nametag, bullet resistant vest, green pants, and black boots.

- Handgun, Smith & Wesson M&P, 9 millimeter, semiautomatic pistol, with gun mounted light and grip switch assembly.
- Handgun, Ruger, LCR, .38 special, revolver pistol.
- Tourniquet
- (3) Magazines with live ammunition for duty weapon
- Expandable Baton
- Oleoresin Capsicum Pepper Spray
- Handcuffs (two pairs)
- Handheld portable radio with earpiece
- Handheld flashlight

**Tanner P. Sanchez**, Deputy Sheriff, #[redacted]
North Patrol Division
Santa Clarita Valley Station

**Work History:**

| | |
|---|---|
| Date of Employment: | October 2, 2014 |
| Date Assigned to Unit: | July 2, 2017 |
| Date Completed Patrol Training: | [redacted] |
| Prior Founded Force Incidents: | |
| Prior Shooting Incidents: | |

**Equipment Worn by Deputy T. Sanchez:**

Long sleeve "Class A" uniform with Sheriff patches on both shoulders, a metal badge, nametag, bullet resistant vest, green pants, and black boots.

- Handgun, Smith & Wesson M&P, 9 millimeter, semiautomatic pistol, with gun mounted light and grip switch assembly.
- Handgun, Smith & Wesson, Airweight, .38 revolver pistol.
- (2) Magazines with live ammunition for duty weapon
- Expandable Baton
- Oleoresin Capsicum Pepper Spray
- Drop holster for Taser, TASER X26P, additional cartridge
- Tourniquet
- Handcuffs (two pairs)
- Handheld portable radio with standard radio microphone

- Handheld flashlight
- Trauma plate pack, containing hemostatic gauze, nitrile gloves, rubber band ligature tourniquet.

**Robert A. Garcia**, Deputy Sheriff, #[redacted]
North Patrol Division
Santa Clarita Valley Station

**Work History:**

| | |
|---|---|
| Date of Employment: | May 2, 2002 |
| Date Assigned to Unit: | October 25, 2009 |
| Date Completed Patrol Training: | [redacted] |
| Prior Founded Force Incidents: | |
| Prior Shooting Incidents: | |

**Equipment Worn by Deputy R. Garcia:**

Short sleeve "Class A" uniform with Sheriff patches on both shoulders, a metal badge, nametag, bullet resistant vest, green pants, and black boots.

- Handgun, Smith & Wesson M&P, 9 millimeter, semiautomatic pistol, with gun mounted light and grip switch assembly.
- Handgun, Smith & Wesson, .38 revolver pistol.
- Handcuffs (two pairs)
- (3) Magazines with live ammunition for duty weapon
- Punch knife
- Expandable Baton
- Oleoresin Capsicum Pepper Spray
- Handheld portable radio with earpiece

**Benjamin D. Sanchez**, Deputy Sheriff, #[redacted]
North Patrol Division
Santa Clarita Valley Station

**Work History:**

| | |
|---|---|
| Date of Employment: | July 17, 2006 |
| Date Assigned to Unit: | March 5, 2016 |
| Date Completed Patrol Training: | [redacted] |
| Prior Founded Force Incidents: | |
| Prior Shooting Incidents: | |

## Equipment Worn by Deputy B. Sanchez:

Long sleeve "Class A" uniform with Sheriff patches on both shoulders, a metal badge, nametag, bullet resistant vest, green pants, and black boots.

- Handgun, Smith & Wesson M&P, 9 millimeter, semiautomatic pistol, with gun mounted light and grip switch assembly
- Handgun, Smith & Wesson, Airweight, .38 revolver pistol
- (2) Magazines with live ammunition for duty weapon
- Oleoresin Capsicum Pepper Spray
- Tourniquet
- Expandable Baton
- Handcuffs (2 pair)
- Handheld portable radio with earpiece
- Flashlight
- Taser on drop down holster, left leg

## SUSPECT INFORMATION:

**Monolito Alexander Guerra**
Male Hispanic, DOB 03/08/88 (29 years old), 510/155
[redacted]
CII # [redacted], FBI # [redacted] MAIN # [redacted]

> IAB Note: **A copy of Suspect Guerra's Consolidated Criminal History Reporting System is included in the Homicide Bureau casebook [EXHIBIT A: Pages 186 to 205].**

## SUSPECT INJURIES:

Suspect Guerra sustained 10 gunshot wounds to all 4 extremities, including his abdomen, scrotum, and perineum. The patient had a gunshot through his scrotum, right groin, right arm with fracture to the humerus, left arm, right thigh, left thigh, and tip of right index finger with a traumatic amputation. He also had numbness and paralysis on his right side. He was not able to move his right arm and right leg. For further, see medical report for Suspect Guerra **[EXHIBIT C]**.

## DEPUTY PERSONNEL INJURIES:

Deputy White sustained a gunshot wound to the left side of his neck. The round entered his neck just below his left ear and exited near the left side of his spine. The bullet travelled between his carotid artery and spinal cord.

He suffered a bulged disk in his back from falling. He also injured his right wrist, and

right shoulder. He received approximately 28% hearing loss in his left ear. He has tinnitus, and muffled hearing. When IAB investigators interviewed Deputy White, his wound continued to tingle and had numbness behind his left ear.

No other deputies were injured.

## PHYSICAL EVIDENCE:

The following personnel assisted in locating, identifying, and recovering the physical evidence at the crime scene: Forensic Identification Specialists Donna Thomas, #[redacted] Alexis Alusha, #[redacted] of the Latent Prints Section. Senior Criminalist Tracy Peck, #[redacted] of the Firearms Identification Section. Senior Criminalist Tiffany Shew, #[redacted] of the Biology Section. Detectives K. Perry, S. Matlock, G. Sloan, B. House, A. Montenegro, and M. Valento of Homicide Bureau. For descriptions of the evidence collected and where it was located, see the Homicide Bureau casebook **[EXHIBIT A: Pages 26 to 37 and 55 to 64]**.

## INVESTIGATORS OBSERVATIONS:

IAB investigators arrived on scene approximately two hours after the shooting. There were two scenes for this incident. Scene A, (shooting location) was described in detail by Homicide Bureau Detectives, G. Sloan, and B. House **[EXHIBIT A: Pages 33 to 37]**. Scene B, (hospital) was described in detail by Homicide Bureau Detectives, A. Montenegro, and M. Valento **[EXHIBIT A: Pages 61 to 64]**. The description of the scenes were consistent with IAB Investigators observations. The scenes were also photographed by the aforementioned Sheriff's Scientific Services Bureau personnel **[EXHIBIT D]**.

## WEAPON USED BY DEPUTY ALBERT WHITE:

Deputy White fired 8 rounds of Department issued 9 millimeter ammunition from his Department issued Smith & Wesson M&P (serial# HAT[redacted]), semiautomatic pistol. The firearm was examined by Firearms Examiner, Senior Criminalist Tracy Peck, #[redacted] of the Scientific Services Bureau, Firearms Identification Section and found it to be functional **[EXHIBIT A: Pages 257 to 259]**.

Date last qualified: [redacted]
Date last trained with weapon:

## WEAPON USED BY DEPUTY TANNER SANCHEZ:

Deputy T. Sanchez fired 10 rounds of Department issued 9 millimeter ammunition from his Department issued Smith & Wesson M&P (serial# HRK[redacted], semiautomatic pistol. The firearm was examined by Firearms Examiner, Senior Criminalist Flynn Lamas, #[redacted] of the Scientific Services Bureau, Firearms Identification Section and found it

to be functional **[EXHIBIT A: Pages 257 to 259]**.

Date last qualified: [redacted]
Date last trained with weapon:

## WEAPON USED BY DEPUTY ROBERT GARCIA:

Deputy R. Garcia fired 1 round of Department issued 9 millimeter ammunition from his Department issued Smith & Wesson M&P (serial# HRL[redacted], semiautomatic pistol. The firearm was examined by Firearms Examiner, Senior Criminalist Tracy Peck, #[redacted] of the Scientific Services Bureau, Firearms Identification Section and found it to be functional **[EXHIBIT A: Pages 257 to 259]**.

Date last qualified: [redacted]
Date last trained with weapon:

## WEAPON USED BY DEPUTY BENJAMIN SANCHEZ:

Deputy B. Sanchez fired 3 rounds of Department issued 9 millimeter ammunition from his Department issued Smith & Wesson M&P (serial# HUL[redacted], semiautomatic pistol. The firearm was examined by Firearms Examiner, Senior Criminalist Tracy Peck, #[redacted] of the Scientific Services Bureau, Firearms Identification Section and found it to be functional **[EXHIBIT A: Pages 257 to 259]**.

Date last qualified: [redacted]
Date last trained with weapon:

## WEAPON USED BY SUSPECT GUERRA:

Suspect Guerra was in possession of a "Sturm, Ruger & Co.", model SP101, .357 Magnum caliber revolver pistol, serial #[redacted] The pistol contained four, fired .38 special caliber cartridge cases and one, live .38 special caliber cartridge.

On March 5, 2018, at approximately 1400 hours, Homicide Bureau Detectives interviewed [redacted] (MW/[redacted]. Mr. [redacted] was the registered owner of the firearm possessed by Suspect Guerra. Mr. [redacted] stated he typically kept the firearm in its original box in the trunk of his vehicle. He was not aware the firearm had been missing.

Mr. [redacted] was advised to contact L.A.P.D., North Hollywood Division to report the handgun stolen.

The firearm was examined by Firearms Examiner, Senior Criminalist Tracy Peck, #[redacted] of the Scientific Services Bureau, Firearms Identification Section and found it to be functional **[EXHIBIT A: Pages 262 to 266]**.

## PROPERTY DAMAGE:

2017, Ford, Fusion, four door, white in color, no license plates attached (plate assigned, CA license #[redacted]. The vehicle sustained bullet hole to the front windshield, right rear door, right rear quarter panel, and right rear tire. The vehicle belong to [redacted] who was interviewed by Homicide Bureau.

Additionally, multiple rounds impacted a community mailbox and several pool chairs which were located inside the pool enclosure.

## CRIMINAL INVESTIGATION AND CHARGES FILED:

Homicide Detective Kenneth Perry presented the case to Deputy District Attorney Michael Blake on January 4, 2018. It should be noted Suspect Guerra was a suspect in several other cases in Los Angeles Police Department's jurisdiction. Those cases were incorporated into the filing with the charges for this case. DDA Blake filed nine felony counts under case# PA090160 **[EXHIBIT A: Pages 158 to 171]**. The charges filed were as follows:

- Three counts of Attempt Murder on a Peace Officer – 664/187(a)PC
- Five counts of Assault With A Deadly Weapon (firearm) – 245(a)(2)PC
- One count of Shooting at an Occupied Motor Vehicle – 246PC

The suspect remains in custody and is due in court on August 5, 2020, for preliminary setting/resetting.

## LIGHTING AND WEATHER CONDITIONS:

IAB investigators noted the lighting conditions at the time of the shooting was dimly lit with ambient light from street lights, and lights surrounding the pool area. It was dark outside, due to the shooting occurred at 2205 hours. The weather that evening was cold and dry.

## RADIO TRANSMISSION:

IAB investigators reviewed the radio transmissions **[EXHIBIT E]** broadcast during the incident. The original call for service was coordinated by Deputy L. Garcia on the Dispatch 5 frequency. The units communicated with each other on L-TAC while attempting to locate the suspect. The Dispatch 5 frequency was then used again to broadcast the emergent traffic regarding the shooting and to coordinate the transport of Deputy White to the hospital. A summary is as follows:

- 22:00 hours - Victim [redacted] called Santa Clarita Valley Station to report an assault with a deadly weapon.

- 22:06 hours – On Dispatch 5, the call was dispatched and voiced by Sheriff's Communication Center (SCC).

- 22:07 hours – On Dispatch 5, Unit 66B coordinated the call and an air unit was requested.

- 22:10 hours – On Dispatch 5, SCC updated the call, detailing the location of the victim.

- 22:12 hours – On L-TAC, Air 29 acknowledged the air unit request and indicated they were responding from Lancaster. Unit 66B stated they were making contact with the victim.

- 22:16 hours - On Dispatch 5, Unit 66B requested routine clearance and provided a crime broadcast, indicating an assault with a deadly weapon with a gun had occurred.

- 22:21 hours - On L-TAC, A unit indicated the suspect's apartment was #[redacted] and a containment of the building was requested. Units also discussed having trouble finding the correct building. Air 29 indicated they were in route from Lancaster after getting fuel. Unit 66B told the air unit the victim recognized the suspect as her neighbor. Units also began to coordinate the containment.

- 22:25 hours – On L-TAC, units indicated they had a containment of the apartment and they were going to start making call outs. Unit 66B gave further description of the suspect and mentioned the suspect had been seen with four or five other male Hispanics. Unit 66B said they were going to obtain a tactical channel, however, SCC told them to standby due to emergent radio traffic on another frequency.

- 22:28 hours – On L-TAC, Unit 66B said the victim mentioned another possible suspect and gave a description.

- 22:30 hours – On Dispatch 5, an unknown unit broadcast "998" (deputy involved in a shooting), then another deputy (Deputy T. Sanchez) broadcast there had been a "998" on Bottletree. SCC acknowledged the radio traffic and began to ask Unit 66 for his status. Unit 66 did not reply. A deputy asked to have fire stage due to a deputy possibly being hit by gun fire. Units indicated they attempted to get the suspect into custody and he had been hit by gunfire. A second request for the fire department was made. Air 29 stated they were already in route to the call, and would be on scene in 9 minutes. The deputies asked for confirmation the fire department was responding.

  Deputy T. Sanchez broadcast they needed the fire department due to one deputy being hit. There was one suspect in custody, and it was unknown if any other

suspects were outstanding. The suspect also needed rescue for multiple gunshot wounds.

Sergeant Gittisarn broadcast units were going to drive the deputy to Henry Mayo Newhall Hospital. Units coordinated the transport of Deputy White to the hospital.

- 22:30 hours - On L-TAC, Deputy Martin requested rescue for the deputy due to a gunshot wound.
- 22:37 hours – On Dispatch 5, Unit 66B indicated they had arrived at Henry Mayo Newhall Hospital with the deputy. Air 29 requested the units on scene to switch to L-TAC for coordination with the air unit. SCC stated units from Lancaster, Palmdale, and Parks Bureau were responding.

*The following interviews were recorded and transcribed. For more information and precise wording, see the attached verbatim interview transcriptions. The audio recordings and the transcribed interviews are submitted with the case. The following narratives contain summaries of the interviews:*

**INVOLVED EMPLOYEE STATEMENTS:**

**Deputy Albert White**

On December 8, 2017, at 1754 hours, Deputy White was interviewed by Homicide Bureau Detectives. On April 28, 2020, at 0911 hours, he was interviewed by Internal Affairs Bureau investigators.

On November 28, 2017, Deputy White was scheduled to work early morning shift from [redacted] At approximately 2200 hours, he heard an assault with a deadly weapon call dispatched. As he exited Santa Clarita Valley Station, he noticed Deputy Tanner Sanchez (T. Sanchez), who also started his shift, did not have a vehicle. He offered to give him a ride to the call. Deputy T. Sanchez got into the passenger seat and they responded to the call.

Deputy White described the location ([redacted] Bottletree Lane) as an apartment complex, which he had responded to numerous times in the past. The location was known for family disturbance calls, stolen vehicles, narcotics, and gang activity. He had not had any prior contact with the suspect.

When they arrived at the location, there was some confusion as to how many suspects were involved, and the current location of the suspect(s) was unknown. Deputy White remembered there was some information relayed over the radio about five male Hispanics near the pool.

It was determined the person who pointed the gun was the informant's neighbor; however, the deputies had not found the correct apartment number.

Deputy White said his radio battery was almost dead because it began to chirp. He returned to his vehicle, which was parked on Bottletree Lane just north of the pool, and replaced his radio battery. When he retrieved the battery, he noticed Deputy Robert Garcia (R. Garcia) and Deputy Christopher Martin were parked on Bottletree Lane, near his vehicle.

He returned to an area near building [redacted] Bottletree Lane. At that location, there was a large dumpster area surrounded by cinderblock walls. He was with Sergeant Gittisarn, Deputy Acosta, and Deputy Armstrong. They used the cinderblock wall as cover and concealment from the suspect's apartment building.

Deputy White realized the civilian vehicles parked north of the pool area had not been checked for uninvolved civilians or possible suspects. At that time, it was Deputy White's understanding the suspect(s) ran into the apartment building. He began to walk west on Bottletree Lane from the target location. He checked the vehicles and shined his handheld flashlight into the windows. He held his flashlight in his left hand and had his duty weapon in his right hand.

When he arrived at a white sedan that was backed into the parking stall, he shined his flashlight in the windshield and noticed a windshield sunshade propped up in the back seat. He described the sunshade as being propped up between the front seats and the rear seat. The sunshade did not appear to be in a natural position. He saw what he believed to be a white shirt sleeve through a gap in the sunshade. He decided to investigate further.

He walked up to the vehicle and looked through the driver's side rear passenger window. He saw an adult male (later identified as Suspect Guerra) in the back seat. He was laying on his left side with his head toward Deputy White and his back was against the rear seat. Based on the person's positioning in the vehicle Deputy White believed the person was hiding, however, he was unsure if the person was the suspect, or just someone hiding in the back of the vehicle.

Deputy White attempted to use his portable radio to alert his partners he found someone in a vehicle. However, when he activated his microphone, the radio did not click or chirp to indicate he was broadcasting. Deputy White could not remember if there was other radio traffic preventing him from broadcasting or if he had another dead battery. He did not want to yell for his partners in fear he would alert the possible suspect to his presence. If the person was in fact armed, he could shoot through the door or the window **[HOMICIDE TRANSCRIPT, Page 8]**.

He decided to check the door handle because Deputies R. Garcia and Martin were approximately 15 feet away on Bottletree Lane, and his other partners were in close

proximity to his location. Deputy White could not recall the lighting in the area. He recently went to the area at night and noticed there was ambient light coming from the apartment buildings.

Deputy White's mindset was, if the door was locked, he planned to meet with Deputies R. Garcia and Martin to detain the vehicle at gunpoint. If the door was unlocked, he planned to detain the person in the backseat at gunpoint and alert his partners. Deputy White had his duty weapon in his right hand and his handheld flashlight in his left hand. Deputy White pulled on the door handle with his left hand and the door opened.

**IAB Note: Deputy White recalled that was the last time he was in possession of his handheld flashlight. He thought he may have dropped his flashlight; however, the light was never recovered.**

The suspect looked up toward Deputy White. Deputy White immediately saw a chrome revolver laying on the backseat near the suspect's chest. Upon seeing the gun, Deputy White remembered feeling scared. The suspect did not have his hands on the gun at that time. Deputy White gave the suspect orders to not move and to show his hands. The suspect quickly grabbed the gun and tucked it away, either under his leg or between his legs, and then brought his hands into view without the gun.

Deputy White directed his attention toward his partners for a moment in preparation to yell for help. Out of his peripheral vision, Deputy White saw the suspect reach down toward the last place he saw the suspect's gun. Deputy White instinctively reached into the vehicle and attempted to pin the suspect's hands so he could not retrieve the weapon. As Deputy White reached in, the suspect simultaneously brought the gun toward Deputy White's face. Deputy White thought he was about to be killed.

Deputy White began to back away, however, he could only move to his right because the vehicle door was open. There was no room between the open door and another parked vehicle. As Deputy White backed away, the suspect quickly exited the vehicle while pointing the weapon at Deputy White's face. Deputy White attempted to swipe the gun away from his face, but did not know if he made contact. He remembered a loud bang, and everything went pitch black for a split second. He had a burning sensation on the left side of his head and neck.

As Deputy White regained his senses, he had pulled the trigger on his duty weapon. He believed he fired four or five times. Deputy White remembered falling to the ground. He tried to sidestep away and tripped on either a parking block or the sidewalk curb. He fell on his right side, hitting his right knee and right hand on the ground. His hand hit the ground in an odd position because he was still holding his duty weapon.

As he fell, he heard the sound of a gunshot behind him. Deputy White believed the suspect shot him in the back. Deputy White realized he was bleeding and grabbed his

neck to apply pressure. He looked over his left shoulder toward the suspect. He saw the suspect was near the trunk of the white sedan. The suspect was slightly bent at the waist holding his midsection. The suspect was grunting and groaning.

Deputy White realized the suspect was injured, so he used that opportunity to get to safety. Deputy White ran between two parked vehicles, toward Deputies R. Garcia and Martin.

Deputy Martin grabbed Deputy White by the shoulders as Deputy White holstered his duty weapon. The three of them took cover behind a patrol vehicle, which was between them and the last known location of the suspect. Deputy White remembered Deputy R. Garcia shot his firearm over the roof of the police Explorer toward the suspect. Deputy R. Garcia broadcasted there had been a deputy involved shooting.

Deputy White heard a barrage of gunfire, and ran north away from the scene. Deputy White ran to a grassy area near Dockweiler Drive. He went down to one knee where Deputy Martin assisted him. He heard Sergeant Gittisarn yell, "Where's White?" Deputy Martin yelled that he was with Deputy White.

Deputy White said he got tunnel vision, and his vision stated to go black. He heard footsteps of the deputies running to his location. Deputy White was surrounded by deputies, but he only recalled Deputies Armstrong and Martin, and Sergeant Gittisarn. He attempted to call his wife to say goodbye because he thought he was going to die.

Deputy White remembered hearing the Fire Department was responding, however, he felt he could not wait. He demanded to be transported the hospital by a police car. Deputy Beck drove up in a police car, and Deputy White got into the backseat with Deputy Acosta, who applied pressure to his neck. Deputy White remembered many police cars blocking intersections to get him to the hospital. While en route to the hospital, he was able to call his wife.

As they arrived to Henry Mayo Hospital, He remembered a number of nurses running from the building to help him. As the nurses arrived to assist him, his legs gave out and he could not walk. He was assisted into the emergency room where he was treated.

During the IAB interview, Deputy White was provided three aerial view photographs of the shooting scene and the containment area. He marked Document #3, to provide clarification of his position and direction during the incident **[EXHIBIT F]**.

**Deputy Tanner Sanchez**

On December 1, 2017, at 1722 hours, Deputy T. Sanchez was interviewed by Homicide Bureau Detectives. On April 28, 2020, at 1113 hours, he was interviewed by Internal Affairs Bureau investigators.

On November 28, 2017, Deputy T. Sanchez was scheduled to work early morning shift beginning at [redacted] While Deputy T. Sanchez was in the locker room, an emergent call for service was dispatched on Bottletree Lane.

Deputy T. Sanchez got into a patrol vehicle with Deputy White to respond to the call. Deputy T. Sanchez described the call for service as an assault with a deadly weapon, person with a gun. Deputy T. Sanchez described the area as an apartment complex which is known for narcotics, thefts, and gang related activity. The night prior, Deputy T. Sanchez, and another deputy arrested several people for a stolen vehicle in the area.

As they arrived on scene, units attempted to locate the informant to ascertain what had occurred. Initially, Deputy T. Sanchez believed they were looking for one suspect who was possibly armed. The suspect was a male Hispanic, wearing gray clothing. The location of the suspect was not known. They parked their vehicle on Bottletree Lane, directly north of the pool. They exited their vehicle and began to canvass the area on foot to look for the suspect.

The informant told the handling unit she recognized the suspect as someone who lived in apartment #[redacted] in building [redacted] Bottletree Lane. It was determined the suspect's apartment faced west toward the pool **[HOMICIDE TRANSCRIPT, Page 11]**. Deputy T. Sanchez took a position of containment behind a tree, on the southwest corner of the building, which provided cover and concealment from the suspect's apartment.

While holding his containment spot, Deputy T. Sanchez heard a male voice give a command. The command was immediately followed by the sound of gunfire. The direction of the commands and gunfire were north of his containment position, on the opposite side of the pool.

Deputy T. Sanchez described hearing three initial gun shots. Two shots sounded identical and the third shot sounded significantly different. He believed there were two types of firearms and calibers being fired. The first two shots sounded louder than the third. The first two shots were fired back to back, followed by a short pause before the third shot. He looked across the pool area and saw a sedan with a door open **[HOMICIDE TRANSCRIPT, Page 12]**.

Deputy T. Sanchez believed one of his partners was involved in a lethal situation and needed immediate assistance. He ran north toward Bottletree Lane and broadcasted emergency traffic indicating a deputy involved shooting had occurred.

As he arrived to Bottletree Lane, he saw Sergeant Gittisarn running west. Deputy T. Sanchez also ran onto Bottletree Lane and looked west toward the area he had heard the gunfire. He saw Deputy White run north across Bottletree Lane, away from a row of parked vehicles on the north side of the pool. Deputy White held his neck and yell, "I'm hit, I'm hit." Deputy T. Sanchez was approximately 50 feet away from Deputy White. Deputy White continued to run north and out of view.

**IAB Note: During Deputy T. Sanchez' Homicide interview, he remembered hearing Deputy White yell he was hit, but was not aware of Deputy White's location. He stated he did not know if Deputy White was down, but believed he was still in the general vicinity of the suspect [HOMICIDE TRANSCRIPT, Page 14].**

Deputy T. Sanchez took a position behind a patrol vehicle, which was parked on Bottletree Lane. While at the patrol vehicle, he heard a gunshot come from the west. The patrol vehicle was parked at an angle, so he took position near the front push bar. The front left fender and engine block of the vehicle provided cover and concealment from the row of parked vehicles where he believed the suspect was located. From his vantage point, he could see between two vehicles. It was later determined he was looking between the suspect's vehicle and a vehicle parked directly east. There was ambient light from yellow incandescent street lights illuminating the area.

Deputy T. Sanchez saw the suspect lean out from behind the back of a white sedan. He saw the suspect was male, thin build, and had a bald head. He was able to see the suspect without the use of a flashlight. The suspect was crouched down, with half of his body exposed. His arms were in the shape of a V, which indicated he was holding an object with both hands. The suspect was looking to the north and his hands were hidden behind the vehicle, not visible to Deputy T. Sanchez. Deputy T. Sanchez believed the suspect attempted to maintain cover while looking for additional targets. The position of his hands indicated he was holding a weapon, and had no intention of surrendering or complying.

He believed the suspect posed an imminent threat to himself and the other deputies. Deputy T. Sanchez fired his duty weapon at the suspect. He continued to fire at the suspect until the suspect moved out of view, behind the vehicle. Deputy T. Sanchez believed he fired approximately four or five rounds at the suspect. He aimed at the center mass of the suspect. Directly behind the suspect was a large metal mailbox. Deputy T. Sanchez shot at a downward angle toward the suspect due to the suspect being crouched down. Deputy T. Sanchez estimated he was approximately 25 yards from the suspect when he fired his weapon. Deputy T. Sanchez believed he activated his gun light during the shooting.

Once the suspect retreated behind a vehicle, Deputy T. Sanchez decided to move his position so if the suspect decided to engage him, he would be in a different location. Deputy T. Sanchez did not know if the suspect was injured or reloading his weapon. He advanced south, between parked cars. Using one of the parked vehicles as cover, he leaned out to the west to look for the suspect.

He saw the suspect laying on his left side on the ground. The suspect was not moving. Deputy T. Sanchez saw an illuminated flashlight directly to the west of the suspect. He identified himself to prevent any possible crossfire situation. He yelled, "Watch your

crossfire, watch your crossfire" **[HOMICIDE TRANSCRIPT, Page 17]**. He heard someone yell the suspect was down. He approached the suspect simultaneously with Deputy R. Garcia, who approached from the northwest.

As he neared the suspect, he noticed the suspect had been shot multiple times in the torso. He remembered the suspect was wearing a white tank top. The suspect had multiple tattoos. The suspect did not say anything, however, he was moaning. Deputy T. Sanchez noticed a handgun laying on the ground directly next to the suspect's hand **[HOMICIDE TRANSCRIPT, Page 17]**. He described the handgun as a .357 magnum type revolver.

Deputy T. Sanchez broadcasted emergent radio traffic to request emergency resources for the suspect and the deputy. Once the suspect was handcuffed, he ran toward Deputy White. Deputy White was kneeling on the ground holding his neck. A decision was made to transport Deputy White to the hospital in a patrol car. Deputy White got into a vehicle being driven by Deputy Beck. Deputy Acosta rode in the backseat with Deputy White.

Deputy T. Sanchez got into another patrol vehicle and assisted with blocking intersections to get Deputy White to the hospital. After arriving at the hospital, Deputy White requested his family be brought to the hospital. Deputy T. Sanchez responded to Deputy White's residence to pick up his family.

Deputy T. Sanchez was later transported back to the station by Lieutenant Diez, where he reported his use of force.

Deputy T. Sanchez later learned he had fired ten rounds instead of the four to five he had originally estimated. He believed his perception of time, sound and sight, had been distorted at the time of the shooting.

During the IAB interview, Deputy T. Sanchez was provided three aerial view photographs of the shooting scene and containment area. He marked on Document #1, to provide clarification of his position and direction during the incident **[EXHIBIT G]**.

**Deputy Robert Garcia**

On December 1, 2017, at 1959 hours, Deputy R. Garcia was interviewed by Homicide Bureau Detectives. On April 27, 2020, at 0904 hours, he was interviewed by Internal Affairs Bureau investigators.

On November 28, 2017, Deputy R. Garcia was scheduled to work early morning shift beginning at 2200 hours. He was assigned to work with a partner, Deputy Christopher Martin. As they prepared for their shift, an assault with a deadly weapon, person with a gun call, was dispatched on Bottletree Lane. Deputy R. Garcia described the area as being an apartment complex that is active with burglaries and narcotics.

They parked their vehicle on Bottletree Lane, just north of the pool. He later learned they parked directly in front of the suspect's vehicle. Deputy R. Garcia mentioned he immediately had trouble with a dead battery on his handheld radio.

Deputies R. Garcia and Martin joined a group of deputies near a concrete trash enclosure on the northwest corner of the target apartment building. They used the trash enclosure because it provided cover and concealment from the suspect's apartment. While Deputy R. Garcia was at that location, he saw Deputy White near a row of parked vehicles, north of the pool. He initially did not know if Deputy White was by himself. Deputy R. Garcia estimated he was approximately 70 feet from Deputy White at that time.

Deputy R. Garcia decided to walk toward Deputy White, because he did not see another deputy with him. Suddenly, he heard Deputy White yell, "Show me your hands, show me your hands!" Deputy R. Garcia believed Deputy White had found the suspect or someone who fit the description.

As Deputy R. Garcia ran toward Deputy White, he heard a volley of gunshots. He described the shots as rapid fire. He heard approximately 8 to 12 shots **[HOMICIDE TRANSCRIPT, Page 11]**. Deputy R. Garcia saw muzzle flash and he was able to determine the gunshots were near a parked vehicle, north of the pool.

After the volley of shots, Deputy R. Garcia did not hear anything else nor did he know the status of Deputy White. Deputies R. Garcia and Martin ran toward the area of the gunfire. As Deputy R. Garcia ran toward the gunfire, he thought, "This is pretty much, probably gonna be it, and I am not going home tonight and my kid is not gonna be having a dad anymore." But at the same time, he knew what he had to do. He knew it was his duty and he had to help Deputy White **[HOMICIDE TRANSCRIPT, Page 11]**.

As they approached the area where they had parked their patrol vehicle, they saw Deputy White run toward them from between two parked cars. Deputy White was holding his neck.

Deputy Martin grabbed Deputy White and all three of them got behind the patrol vehicle, using it as cover and concealment. Deputy R. Garcia placed himself behind the engine block of the patrol vehicle. He looked over the hood, and directed his attention south, toward the pool. Deputy R. Garcia's mindset was to make sure the suspect did not ambush or flank them **[HOMICIDE TRANSCRIPT, Page 12]**. He needed to protect his partners so they could deal with Deputy White's injury.

Deputy R. Garcia pointed his weapon toward the area where he believed the suspect was located. He scanned the parked vehicles and noticed the suspect quickly stood up from behind a white Ford Fusion. He could see the suspect's upper abdomen, chest, shoulders, and head. The lower portion of the suspect's body was concealed by the vehicle.

When the suspect stood up, Deputy R. Garcia saw the suspect's arms were in a triangular position as if he was holding an object with both hands. The suspect's hands were out of view behind the vehicle. Deputy R. Garcia believed the suspect was holding a firearm. The suspect was looking directly at Deputy R. Garcia. The suspect shrugged his shoulders, and his arms began to come up. As the suspect's forearms came into view, Deputy R. Garcia fired one round at the suspect. The suspect immediately ducked back down behind the vehicle.

Deputy R. Garcia did not see the suspect's weapon; however, due to Deputy White being shot, coupled with the suspect's position, Deputy R. Garcia believed the suspect was armed and was about to shoot at him. Deputy R. Garcia was approximately 20 yards from the suspect when he fired his weapon. He heard other gunfire from his east and west. He could not remember the sequence of the gunfire, nor did he know who was shooting. He assumed deputies were shooting.

After firing his weapon, Deputy R. Garcia attempted to broadcast radio traffic two or three times. When he tried to broadcast, he only heard a clicking sound from his radio. SCC asked his status several times. He then yelled for Deputy T. Sanchez to put out the radio traffic.

Deputy R. Garcia said the streetlights were old and emitted an orange glow. The area was not well lit; however, he could see the suspect. Deputy R. Garcia could not remember if he used his gun mounted light. When Deputy R. Garcia fired his weapon, he was concerned about an apartment building in his backdrop. He slightly tilted his gun down to keep the round from going to high. He aimed at the suspect's abdomen, which was visible over the roofline of the vehicle he was standing behind.

Deputy R. Garcia fired his weapon with the intent to protect himself, Deputy White and Deputy Martin. He also wanted to keep the suspect pinned down so he could not escape or possibly involve other citizens.

Moments later, he heard Deputy B. Sanchez say that the suspect was down. Deputy B. Sanchez approached from the west. Deputies R. Garcia and B. Sanchez repositioned themselves and approached the suspect together. Deputy R. Garcia saw the suspect laying on his left shoulder on the ground **[HOMICIDE TRANSCRIPT, Page 13]**. As he approached, he noticed the suspect was bleeding and twitching. He also saw a silver revolver laying one foot away from the suspect's hand on the ground.

They knew they needed to provide medical aid to the suspect, so they continued their approach. The suspect did not move toward the gun. Deputy R. Garcia kicked the gun away from the suspect's hand. He stood between the suspect and gun, while he detained the suspect at gunpoint. Deputy B. Sanchez handcuffed and searched the suspect.

Deputy R. Garcia noticed the suspect was breathing. He also noticed the suspect had

tattoos that resembled gang tattoos.

Deputy R. Garcia estimated 30 to 45 seconds elapsed from the time he heard the first gunshots to the time he met up with Deputy B. Sanchez to approach the suspect **[HOMICIDE TRANSCRIPT, Page 36]**.

The Fire Department was staged near the area and were told to roll in to care for the suspect. Deputy R. Garcia stayed at the location for approximately 20 minutes to assist in securing the scene. He was later taken to the station by Deputy Martin.

During the IAB interview, Deputy R. Garcia was provided three aerial view photographs of the shooting scene and containment area. He marked on Document #2, to provide clarification of his position and direction during the incident **[EXHIBIT H].**

**Deputy Benjamin Sanchez**

On December 1, 2017, at 1849 hours, Deputy B. Sanchez was interviewed by Homicide Bureau Detectives. On April 29, 2020, at 0848 hours, he was interviewed by Internal Affairs Bureau investigators.

On November 28, 2017, Deputy B. Sanchez was scheduled to work early morning shift, beginning at [redacted] He just finished preparing his car for the shift when an assault with a deadly weapon, person armed with a handgun call was dispatched. He described the area of the call as a large apartment complex, made up of several smaller complexes.

Upon arrival, there was confusion whether the suspect was near the pool or inside an apartment. He checked the pool area for any person matching the suspect's description given in the call. He drove south on Bottletree Lane by the pool and noticed a white sedan with approximately five individuals. None of them appeared to be the person he was looking for. After driving around the complex, he parked his vehicle on the west end of Bottletree Lane.

He learned the suspect's apartment was on the east side of the pool, and the suspect was likely inside. He took a containment spot southeast of the pool, south of the apartment. He had cover and concealment behind some trees. After a few minutes, Deputy B. Sanchez heard someone yell commands and two large "booms", which he initially thought were fireworks. He did not remember if the commands were yelled before or after the booms. He said the voice had a tone of fear.

Deputy B. Sanchez looked toward the north side of the pool where the sound came from. He heard more "pops", and recognized them as gunfire. He saw muzzle flashes and what he believed to be a gun mounted light illuminated. Deputy B. Sanchez formed the opinion his partners were in a fight with a suspect. He ran west along the south side of the pool. He saw lights from guns pointed in his direction. The deputies were

pointing at something between him and them. He believed the threat was on the other side of the pool by the parked vehicles. He determined the deputies were shooting toward him, and needed to get out of the field of fire. He ran around the west side of the pool.

There was a large metal mailbox post that contained numerous mail boxes. It provided him a place for cover and concealment. As he looked around the mailbox, he could see directly down the sidewalk between the pool and the parked vehicles. He described the lighting as dark, with ambient lighting from lights in the complex and pool house. He saw a male (Suspect) Hispanic crouched down behind the rear bumper of a parked car. The suspect was looking toward the deputies who were on Bottletree Lane.

The suspect was leaned around the back (driver side) of the vehicle with both of hands on a chrome handgun, which was pointed in the direction of the deputies on the street. The suspect appeared to be using the vehicle as cover and concealment from the deputies. Deputy B. Sanchez heard a deputy yell he had been hit as he was running. He recognized the voice as the voice which made the commands earlier. Deputy B. Sanchez believed the suspect was about to shoot at another deputy, so he fired his duty weapon three times at the suspect's torso to stop the threat. He was approximately 30 feet from the suspect when he fired his weapon. Deputy B. Sanchez' backdrop was the parked cars directly east of the suspect.

After firing his weapon, he realized his gun mounted light was not illuminated and he had trouble seeing the suspect. He activated his gun light and saw the suspect laying on his left side on the ground. The suspect's weapon was laying approximately 6 inches from his hand on the ground.

Deputy B. Sanchez yelled commands for the suspect to not move. He yelled to inform his partners the suspect was down and he could see the weapon on the ground. He began to approach the suspect. Deputy R. Garcia met him on the sidewalk. They made a plan for Deputy R. Garcia to detain at gunpoint, while Deputy B. Sanchez would contact the suspect. They continued to yell commands. Deputy R. Garcia kicked the gun away from the suspect's hand and covered Deputy B. Sanchez while he grabbed the suspect's arms. Deputy B. Sanchez handcuffed the suspect and searched him. Deputy B. Sanchez found several ammunition rounds in the suspect's right front pant pocket. Deputy B. Sanchez remembered the suspect had "818" tattoo on his head, which led him to believe the suspect was a gang member. The suspect was bleeding, breathing, but not saying anything.

Many of the deputies who had been on scene assisted in transporting Deputy White to the hospital. Due to having a lack of deputies on scene, he was concerned because they did not know if there were any other potential suspects. The Fire Department was on scene immediately and rendered medical aid to the suspect.

During the IAB interview, Deputy B. Sanchez was provided three aerial view

photographs of the shooting scene and containment area. He marked the documents to provide clarification of his position and direction during the incident **[EXHIBIT I]**.

## SWORN WITNESS STATEMENTS:

### Sergeant Niels Gittisarn

After this incident occurred, Sergeant Gittisarn retired from the Department. Internal Affairs Bureau investigators sent Sergeant Gittisarn a certified letter with receipt **[MISCELLANEOUS DOCUMENTS]** to his last known address to request an interview. The letter was sent on April 22, 2020. At the time of this report, Sergeant Gittisarn had not responded.

On November 29, 2017, at 0626 hours, Homicide Bureau investigators interviewed Sergeant Gittisarn. On November 28, 2017, Sergeant Gittisarn was on duty on working early morning shift from [redacted] At approximately 2230 hours, an assault with a deadly weapon call was dispatched. Sergeant Gittisarn responded from Santa Clarita Valley Station and arrived in approximately five to seven minutes.

When Sergeant Gittisarn arrived, he heard a preliminary crime broadcast. He drove to the area to locate the suspect. Sergeant Gittisarn parked his vehicle on Bottletree Lane, approximately 50 yards away from where the shooting took place. He exited his vehicle and began to check the area on foot.

A short time later, he heard 5 or 6 gunshots. He estimated he was 50 feet away from the shooting location. He turned toward the gunfire and saw Deputy R. Garcia firing towards the pool area. He could not see what the deputy was firing at. Sergeant Gittisarn took cover behind a parked van, east of Deputy R. Garcia. He estimated he was 25 to 30 feet away from Deputy R. Garcia at that time. Deputy R. Garcia stood behind a police vehicle, which provided cover. The vehicle was between Deputy R. Garcia and his target.

After the gunfire subsided, he looked around the back of the van and saw the suspect laying on the sidewalk in a fetal position near some mailboxes. He saw a gun lying next to his hand. The suspect was 15 to 20 feet away from Sergeant Gittisarn's location. The suspect was wearing all grey clothing and glasses. He matched the description of the suspect in the call.

Sergeant Gittisarn heard someone say a deputy may have been hit by gunfire. He began to look for the injured deputy. He saw other deputies running north, toward Dockweiler Drive. He ran the same direction and saw Deputy White on his knees holding his neck. Deputy Martin was assisting Deputy White.

Sergeant Gittisarn broadcasted to SCC that a deputy had been shot and advised he was being transported to a hospital by a police vehicle. He asked SCC to advise Henry

Mayo Newhall Hospital they were transporting a deputy.

After Deputy White was loaded into the police vehicle, Sergeant Gittisarn walked back to the area where the suspect was on the ground. The suspect was lying in a fetal position and appeared to be incapacitated. He used the radio to request paramedics to respond to the location. Deputy B. Sanchez assisted the suspect in some manner. Sergeant Gittisarn recalled Deputy B. Sanchez was wearing gloves which had blood all over them. The suspect's gun had been moved from where he originally saw it; however, he did not know who moved it.

**Deputy Mario Acosta**

On November 29, 2017, Deputy Acosta was interviewed by Homicide Bureau Detectives. On March 9, 2020, at 1339 hours, he was interviewed by Internal Affairs Bureau investigators.

On November 28, 2017, Deputy Acosta was on duty, working early morning shift from [redacted] He responded to Bottletree Lane in Newhall regarding an assault with a deadly weapon call. The call was dispatched a little after 2200 hours. As he arrived, he parked near [redacted] Bottletree Lane. He learned the suspect may have gone into apartment #[redacted] He moved his patrol car away to the east of the building.

He stood near a cinderblock trash bin enclosure. He had cover and concealment from apartment #[redacted] which was their focus at the time. As they prepared to make call outs toward the apartment, he heard some sort of verbal command. He could not remember exactly what the command was. He described the verbal command as being loud and with authority. When he heard the command, he recognized the voice was from Deputy White.

Deputy Acosta then heard shots being fired. He heard five to six shots but he was unable to determine exactly where they were coming from because of the echo between the buildings in the area. He did not see who was shooting. He ran over to a van next to the pool and took cover. He remembered Deputy Tanner Sanchez broadcast emergent radio traffic regarding a deputy involved shooting.

Approximately 20 to 25 feet away, he saw a deputy run north from the pool area toward Dockweiler Drive. He saw the deputy run seconds after he heard the gunshots. Deputy Acosta ran in the same direction where he noticed Deputy Christopher Martin had his hand held against Deputy Albert White's neck.

Deputy Acosta realized Deputy White had been shot in the neck. Deputy Acosta ran with Deputy Jonathan Beck to find a radio car to transport Deputy White to the hospital. They retrieved a patrol car, Crown Victoria, which had been parked on Bottletree Lane. Deputy Beck drove and Deputy Acosta got into the back seat.

They put Deputy White in the back seat and Deputy Acosta applied pressure to his wound as they drove to the hospital.

When they arrived at the hospital, a couple of deputies helped Deputy White out of the car. Deputies escorted Deputy White into the hospital. Deputy Acosta said Deputy White never lost consciousness.

Deputy Acosta described the lighting at the time of the shooting as "fairly dark." There were a couple of light posts, but it was not well lit. Deputy Acosta never saw the suspect during the incident **[HOMICIDE TRANSCRIPT, Page 7]**.

During the IAB interview, Deputy Acosta was provided three aerial view photographs of the shooting scene and containment area. He marked the documents to provide clarification of his position and direction during the incident **[EXHIBIT J].**

**Deputy Jonathan Beck**

On November 29, 2017, at 0454 hours, Deputy Beck was interviewed by Homicide Bureau Detectives. On March 9, 2020, at 1542 hours, he was interviewed by Internal Affairs Bureau investigators.

On November 28, 2017, Deputy Beck was on duty working PM shift. He was scheduled to work [redacted] He worked a two person car with Deputy Llandel Garcia, who was on training. He responded to an assault with a deadly weapon call on Bottletree Lane. He had the handle on the call and responded from the station with lights and sirens.

Deputy L. Garcia coordinated units via the LTAC frequency as they responded to the call. Deputy Beck and Garcia were the first unit to arrive and they contacted the victim on Dockweiler Drive to determine if a crime had occurred. The victim told Deputy Beck someone had pointed a firearm at her. She recognized the suspect as her neighbor, living in the apartment directly next to her in unit #[redacted] She did not know the suspect's name, however, she recognized him.

She described the firearm as a silver revolver and provided a general description of the suspect. Deputy Beck gave an initial crime broadcast and requested more units to respond. He believed the suspect may have gone inside his apartment, and may turn into a barricaded situation. Deputy Beck coordinated over L-TAC with units to set up a containment of apartment #[redacted] Once the containment was set up, the plan was to make call-outs via the Public Address System (PA) to have the suspect step out.

As he continued to get information from the victim, he heard two loud pops. He said the pops did not sound like gunfire at first. After he heard the loud pops, he got back in his vehicle. Deputy Beck then heard multiple gunshots, approximately 10 to 15 shots **[HOMICIDE TRANSCRIPT, Page 8]**. He drove toward the sound of the gunfire with

Deputy L. Garcia. As he drove, he heard someone broadcast there had been a deputy involved shooting and a deputy had been shot.

When he arrived in the area, he learned Deputy White had been shot. A decision was made to transport Deputy White to the hospital via radio car. Deputy Beck ran to the driver's seat of his radio car with Deputy Acosta, who got in the back seat. They drove onto Dockweiler Drive to pick up Deputy White.

Deputy White got into the backseat of the patrol car. Deputy White communicated with Deputy Acosta, and did not lose consciousness. Deputy Beck estimated it took them three minutes to arrive at Henry Mayo Hospital. As they arrived at the hospital, other deputies pulled Deputy White out of their patrol car and carried him into the emergency room.

During the IAB interview, Deputy Beck was provided three aerial view photographs of the shooting scene and containment area. The aerial views were for reference only.

**Deputy Christopher Martin**

On November 29, 2017, at 0512 hours, Deputy Martin was interviewed by Homicide Bureau Detectives. On March 9, 2020, at 1244 hours, he was interviewed by Internal Affairs Bureau investigators.

On November 28, 2017, Deputy Martin was on duty working overtime on early morning shift. He was assigned to work with Deputy Robert Garcia. Deputy Martin and Deputy Garcia responded to Bottletree Lane regarding an assault with a deadly weapon call for service.

Upon arrival, Deputy Martin understood the suspect was last seen near the pool area and possibly armed with a handgun. Deputy Martin parked his patrol car somewhere near a dumpster, northeast of the pool.

An update was broadcasted over the radio which stated the suspect was the victim's neighbor, who lived next door in the same apartment building. Deputy Martin remembered he walked on Bottletree Lane near a trash bin **[HOMICIDE TRANSCRIPT, Page 4]**, northeast of the pool when he heard someone shout, "Let me see your hands. Let me see your hands." He thought he heard the command at least two times. Seconds after hearing the voice, he heard a couple of loud pops. He did not realize the sound was gunfire. A few seconds later, he heard multiple shots fired. He believed the first two shots sounded different, and were not fired by deputies.

Deputy Martin did not see who shot, but he began to move toward the direction of the gunfire. As he ran toward where heard the shooting coming from, he saw Deputy White run out from behind a parked vehicle. He was approximately 50 feet from Deputy White when he first saw him. He met with Deputy White on Bottletree Lane. He saw Deputy

White holding his neck. He also saw some blood coming from Deputy White's neck. Deputy White said, "I'm hit." Deputy Martin put his hand over Deputy White's wound and began to walk him north, away from where the shooting had occurred.

Deputy Martin walked Deputy White to Dockweiler Drive. Deputy White expressed he wanted to call his wife and took out his cellphone **[HOMICIDE TRANSCRIPT, Page 8]**. He passed Deputy White off to another deputy in a radio car to transport him to the hospital. After Deputy White was transported, Deputy Martin returned to the area of the shooting. He saw the suspect laying on the concrete sidewalk near mailboxes, between the pool and a row of parked cars.

Deputy Martin believed the suspect was already handcuffed when he arrived back to the area. He noticed the suspect had blood coming from different areas of his body, but he did not see any specific injuries. He noticed the suspect had a lot of tattoos. The suspect's weapon was a chrome revolver, which was next to him on the cement. The Fire Department arrived and treated the suspect.

Deputy Martin said there lights around the complex, but no lights were focused on the shooting area.

During the IAB interview, Deputy Martin was provided three aerial view photographs of the shooting scene and containment area. He marked the documents to provide clarification of his position and direction during the incident **[EXHIBIT K].**

**Deputy Christopher Morgan**

On November 29, 2017, at 0650 hours, Deputy Morgan was interviewed by Homicide Bureau Detectives. On April 23, 2020, at 0854 hours, he was interviewed by Internal Affairs Bureau investigators.

On November 28, 2017, Deputy Morgan was schedule to work a PM shift, from [redacted] He responded to Bottletree Lane regarding an assault with a deadly weapon, person armed with a gun call. As he arrived on scene, he recalled other deputies had directed their focus on apartment #[redacted] however, he could not recall the actual building address. There was possibly multiple suspects and one suspect had pointed a gun at the victim.

Deputy Morgan placed himself in a containment position southwest of the target building. He was behind trees which provided him cover and concealment from the suspect's apartment. He was with Deputies Salazar and B. Sanchez. As they waited for updates, he heard two loud bangs, which sounded like gunshots. Simultaneously he heard loud voices talking.

The sounds came from northwest of his containment spot, however, he was unsure of the exact location.

He and Deputy B. Sanchez ran west on the south side of the pool. A few seconds later, he heard multiple gunshots. As he ran, he ducked down because he was unsure where the shots were coming from. He ran directly behind Deputy B. Sanchez. They continued to run adjacent to the pool area, and ran around the west end of the pool, toward Bottletree Lane.

As they approached Bottletree Lane, they turned east. After Deputy B. Sanchez looked to the east, he fired his duty weapon three times. Deputy Morgan was approximately 10 feet behind Deputy B. Sanchez when he fired his weapon. Initially, Deputy Morgan could not see what Deputy B. Sanchez was shooting at.

After Deputy B. Sanchez fired three rounds, Deputy Morgan took cover behind a parked vehicle and looked east while pointing his duty weapon. He activated his gun mounted light and saw the suspect laying on his left side on the sidewalk. He saw a firearm laying directly next to the suspect. Deputy Morgan was approximately 30 to 40 feet from the suspect at that point. He described the lighting as dimly lit by streetlights. Deputy B. Sanchez yelled commands at the suspect **[HOMICIDE TRANSCRIPT, Page 6]**.

Deputy Morgan recalled seeing Deputy R. Garcia near the row of parked vehicles. Deputy R. Garcia told him that Deputy White was possibly shot. Deputy Morgan left the area to find Deputy White. He found Deputy White with Deputy Martin, north of the shooting location near Dockweiler Drive. Deputy White was sitting on the ground while Deputy Martin had his hand on Deputy White's neck. Deputy White was transported to the hospital in a patrol car.

Deputy Morgan returned to the area where the shooting had occurred. He believed there were other suspects and very few deputies were left on scene due to Deputy White being transported. The remaining deputies secured the crime scene while residents began walk toward the area. When he arrived back, the suspect was already handcuffed **[HOMICIDE TRANSCRIPT, Page 8]**. He saw the suspect was bleeding from his abdomen area. He also noticed the suspect's handgun had been moved away from him.

Deputy Morgan's attention was drawn toward people who came out of their apartments. He was concerned about maintaining control of the scene. The Fire Department arrived and began to treat the suspect. Deputy Morgan left the scene shortly after the suspect was transported to the hospital.

During the IAB interview, Deputy Morgan was provided three aerial view photographs of the shooting scene and containment area for the interview. He marked the document labeled, Document #2, to provide clarification of his position and direction during the incident **[EXHIBIT L].**

**Deputy Jason Salazar**

On November 29, 2017, at 0508 hours, Deputy Salazar was interviewed by Homicide Bureau Detectives. On March 9, 2020, he was interviewed by Internal Affairs Bureau investigators.

On November 28, 2017, Deputy Salazar was working PM shift, from [redacted] hours. At approximately 2200 hours, an assault with a deadly weapon, person with a gun call was dispatched on Bottletree Lane. He described the area as an apartment complex where he had previously responded to many family disturbances, prowler calls, and vehicle burglary calls.

Originally, he thought the suspect was near the pool area; however, he was not located. It was determined the suspect had possibly gone into an apartment and they began to set up a containment. Deputy Salazar positioned himself on the southwest corner of the apartment building behind a tree. The tree provided him cover and concealment from the suspect's apartment. Deputy Morgan was with him. While at his containment position, he heard a deputy yell something to the effect of, drop the gun, or put down the gun. He recognized the voice as belonging to Deputy White.

**IAB Note: During Deputy Salazar's Homicide interview, he said the commands he heard were, "Don't move, don't move." He also did not indicate he recognized Deputy White's voice. He said he knew it was a deputy giving commands because no other people were around [HOMICIDE TRANSCRIPT, Page 3].**

He heard one or two quick gunshots, which he recognized as coming from north of his position. He began to run north and heard more shots as he moved. He continued to run north, between the pool and the apartment building to a parked van, where he took cover.

He looked around the back of the van toward Bottletree Lane, and saw Deputies T. Sanchez and R. Garcia, fire their duty weapons south, toward a row of cars parked, north of the pool. Both deputies were positioned behind police vehicles. Deputy T. Sanchez was close to his position, and Deputy R. Garcia was further west on Bottletree Lane. He could not see what the deputies were shooting at. He estimated he heard 10 to 15 rounds fired by Deputies R. Garcia and T. Sanchez. He was approximately 30 to 40 feet from the deputies who were shooting.

Deputy Salazar ran toward Deputy T. Sanchez. He was told the suspect was behind a white Ford Fusion. He heard Deputy R. Garcia say the suspect was down **[HOMICIDE TRANSCRIPT, Page 4]**. Deputy Salazar advanced toward the suspect's position and saw he was laying on the ground in a fetal-type position. He saw the suspect bleeding and there was a silver revolver next to his hand on the ground. He heard Deputy B. Sanchez give the suspect commands, but the suspect did not respond. He saw an unknown deputy kick the gun away from the suspect to create space between the suspect and the weapon **[HOMICIDE TRANSCRIPT, Page 4]**. Deputy Salazar heard

Deputy White had possibly been shot. The other deputies secured the suspect, so he left his position and ran to find Deputy White.

He found Deputy White bleeding from his neck near Dockweiler Drive. Deputy White was holding his neck to apply pressure to his wound. Deputies Martin and Armstrong were with Deputy White. Deputy Salazar stood guard because they were not behind any cover or concealment, and it was not known if there were any outstanding suspects. A request for an ambulance was made; however, it was decided to transport Deputy White by a police car to the hospital. Deputy Beck drove his vehicle around, while Deputy Acosta was in the back seat with Deputy White **[HOMICIDE TRANSCRIPT, Page 6]**.

Deputy Salazar remained on scene to help secure the area. The Fire Department arrived and provided aid to the suspect. Deputy Salazar understood there was an additional suspect so he directed his attention back toward the apartment. A Department helicopter arrived on scene and they re-established a containment of the suspect's apartment. They set up a large containment around the building and asked for additional units from Palmdale, Lancaster, and West Hollywood Stations. Apartment #[redacted] was eventually cleared of residents.

During the IAB interview, Deputy Salazar was provided three aerial view photographs of the shooting scene and containment area. He marked the documents to provide clarification of his position and direction during the incident **[EXHIBIT M].**

**Deputy Andrew Stowers**

On November 29, 2017, at 0609 hours, Deputy Stowers was interviewed by Homicide Bureau Detectives. On March 9, 2020, he was interviewed by Internal Affairs Bureau investigators.

On November 28, 2017, Deputy Stowers was assigned to work a PM shift from [redacted] He responded to Bottletree Lane regarding an assault with a deadly weapon, person with a gun call. He described the area as an apartment complex which generates many calls for service. In the past, he had responded to many family disturbance calls and said there is also gang activity in the area.

Upon arrival, there was information the suspect was last seen near the pool area. He began to check to pool area on foot with Deputy R. Garcia. As they checked the area, they heard an update that the suspect may have gone into an apartment. They set up a containment on [redacted] Bottletree Lane. He took a containment spot on the northeast corner of the building, which was not in direct line of sight from the suspect's apartment.

While on his containment spot, he heard one or two gunshots. He thought the shots came from the suspect's apartment. He looked west up Bottletree Lane, which had several police vehicles in the street. Deputy Clint Francisco had been on the southeast

corner of the apartment building but moved to Deputy Stowers' location. They began to move west toward the gunfire.

As they moved west, Deputy Stowers heard approximately 15 shots fired. He saw deputies near parked civilian vehicles on Bottletree Lane. The deputies were positioned on the north side of the parked vehicles. It appeared they were focused on something towards the pool area; however, he could not see anyone shooting. He was not sure where the shots came from. He took cover behind a cinderblock trash bin enclosure. Based on the large amount of gunfire, he believed deputies had engaged a suspect. He recalled hearing someone broadcast emergent traffic of a deputy involved shooting.

As Deputy Stowers arrived at the trash bin wall, the gunfire stopped and he heard Sergeant Gittisarn yell, "Where's White?" Deputy Stowers walked onto Bottletree Lane and saw deputies run north from the area. Deputy Stowers was unsure what happened and ran after the deputies. He saw Deputy White kneeling on the ground, holding his neck near Dockweiler Drive. Deputy Stowers assumed Deputy White had been shot in the neck. Deputy Martin was with Deputy White, and a decision was made to transport Deputy White to the hospital in a patrol vehicle.

Deputy Stowers was initially the lead car as they assisted in a caravan to get Deputy White to the hospital. He heard Deputy B. Sanchez on the radio request more deputies back at the shooting scene. He left the caravan and drove back to the location.

Deputy Stowers arrived back on scene and learned there might be people in the suspect's apartment. They directed their attention to the apartment. He never saw the suspect and did not know exactly where the shooting occurred. He described the lighting in the apartment complex as partially lit by lamps around the complex.

During the IAB interview, Deputy Stowers was provided three aerial view photographs of the shooting scene and containment area. He marked the documents to provide clarification of his position and direction during the incident **[EXHIBIT N].**

**Deputy Clint Francisco**

On November 29, 2017, at 0426 hours, Deputy Francisco was interviewed by Homicide Bureau Detectives. On May 21, 2020, at 1524 hours, he was interviewed by Internal Affairs Bureau investigators.

On the night of November 28, 2017, he was working a PM shift from [redacted] He responded to Bottletree Lane regarding an assault with a deadly weapon call at approximately 2200 hours. The call stated a male Hispanic brandished a firearm at the informant.

Deputy Francisco said he responded to many calls for service in that area. He described the area as heavily populated apartment buildings. There are many cars

parked on the street and it was very congested. The area was highly active with gang activity.

When Deputy Francisco arrived on scene, the handling unit was speaking with the informant. He stopped his vehicle near the handling unit and waited for additional information. The informant said the suspect was possibly her neighbor who lived in apartment #[redacted] She did not know the suspect's name, but recognized him as living next to her. The suspect's current location was unknown. Deputy Francisco was told the weapon used in the crime was a revolver.

Deputy Francisco drove into the apartment complex and parked east of the target building. He took a containment location on the southeast corner of the apartment building, next to the suspect's apartment. He could not see the suspect's apartment, which was located on the northwest corner of the building. Deputy Stowers was with him at his containment spot.

As they watched the rear of the building, Deputy Francisco heard gunshots. He initially heard a couple of shots, followed by a larger volley of shots. He said the first shots sounded like a different type of gun than the subsequent shots **[HOMICIDE TRANSCRIPT, Page 19]**. When he heard the original shots, he began to run west toward the gunfire with Deputy Stowers. When he heard the large volley of gun shots, he was already running. He remembered hearing emergent radio traffic regarding a deputy involved shooting.

Deputy Francisco was not sure where the gunshots were coming from, so he decided to go up a stairway to get a better vantage point on the area. He went up some stairs on the north side of the target apartment building. From his position, he looked toward the west and saw deputies on Bottletree Lane, near a patrol vehicle. He believed he saw two deputies shooting toward the pool area. He could not see who the deputies were because it was dark and he was approximately 50 yards away. He could not see what the deputies were shooting at. He estimated the deputies fired a total 10 rounds toward the pool **[HOMICIDE TRANSCRIPT, Page 8]**. There was a patrol vehicle between the deputies and their target **[HOMICIDE TRANSCRIPT, Page 12]**. He saw a deputy run from the area. He later learned the deputy who ran was Deputy White **[HOMICIDE TRANSCRIPT, Page 13].**

When the shooting stopped, he heard deputies yell commands. He heard them say, "Let me see your hands" multiple times **[HOMICIDE TRANSCRIPT, Page 14]**. He also heard deputies say the suspect was down, as he walked down the stairway.
He heard radio traffic that a deputy had been hit and his location was unknown. He began to look for the injured deputy and ran toward Dockweiler Drive, where he found Deputy White. Deputy White was on his knees holding his neck, and attempting to use his cell phone to call his wife.

None of the deputies had a first aid kit, so Deputy Francisco ran to his vehicle which

was parked east of the scene. By the time he returned with the kit, Deputy White had already been transported to the hospital in a police vehicle.

Deputy Francisco stated there were conflicting statements about additional suspects being in the apartment. Since he was on a rear containment spot, he did not know if the suspect exited the apartment or appeared where the shooting occurred. He responded back to the front of the target location to maintain a containment. He met up with Deputy Armstrong. They took cover behind a block wall, which surrounded a trash bin.

The deputies provided protection for the Fire Department while they treated the suspect. He briefly saw the suspect when he was being loaded into the ambulance. He remembered seeing blood, but did not see the suspect's injuries. He did not know if the suspect matched the description of the suspect in the call.

While they contained the area, the deputies were concerned about the path of travel of the rounds which had been fired. They could have travelled into apartment buildings south of the pool area. They made PA announcements from their patrol vehicles to have anyone that may have been injured to make themselves known. They could not check the apartments at the time due to the ongoing containment of the suspect's apartment.

**Deputy Johanna Armstrong**

On November 29, 2017, at 0550 hours, Deputy Armstrong was interviewed by Homicide Bureau Detectives. On May 21, 2020, she was interviewed by Internal Affairs Bureau investigators.

On the night of November 28, 2017, she was working a PM shift from [redacted] She responded to a call on Bottletree Lane, regarding an assault with a deadly weapon, person with a handgun call for service. She recalled the handling unit coordinated the call over the radio prior to her arrival.

When she arrived, she spoke with the handling unit. She was told the victim believed the suspect was her neighbor. Deputy Armstrong went into the apartment complex to set up a containment of the suspect's apartment. She parked her vehicle east of the target building. She positioned herself northwest of the suspect's apartment behind a cinderblock wall which surrounded trashcans.

The wall provided cover and concealment from the suspect's apartment. She noticed there were cars parked along the north side of the pool area, west of her location. She saw a white van that did not have windows. She felt uneasy because she could not see inside the vehicle. She asked Deputy White if he could check behind the van to make sure no one was hiding between the cars.

A short time later, she heard Deputy White yell something. He yelled a command, but

she did not know exactly what he said. She moved toward the area where Deputy White was, and then heard gunshots. She described the shots as two initial shots, followed by multiple shots. She noticed Deputy R. Garcia and other deputies near a parked police car on Bottletree Lane. Deputy R. Garcia pointed his firearm toward the pool area. She believed she saw Deputy R. Garcia fire his weapon. She thought he fired four to five rounds **[HOMICIDE TRANSCRIPT, Page 5]**. The police vehicle was between Deputy R. Garcia and his target **[HOMICIDE TRANSCRIPT, Page 4]**.

She assumed the suspect was near the pool, so she took cover behind the parked van. While she moved, she heard a gunshot, which sounded like it went right by her head. She remembered hearing a deputy yell, "Crossfire." She did not know who yelled out the warning.

She ducked down near the front driver side wheel well of the van. She looked under the vehicle toward where she believed the suspect was located. She saw the suspect fall to the ground. The suspect was partially laying on the sidewalk and partially on a parking block. She was approximately 24 to 25 feet away from the suspect. She saw the suspect was bleeding and not moving. She could not see if the suspect was armed. She heard deputies yell commands for the suspect to show his hands.

She met up with deputies that she saw on Bottletree Lane. The deputies continued to give commands when she heard a deputy say, "Where's White?" She noticed a deputy running north toward Dockweiler Drive. The deputy was running with urgency, so she followed and found Deputy White on the sidewalk. Deputy White was on his knees, holding his neck, and trying to call his wife on his cellphone.

She heard a patrol vehicle come to a screeching stop on Dockweiler Drive. Deputies assisted Deputy White to his feet, walked him to the patrol vehicle, and put him in the back seat. Deputy Beck was the driver and another deputy was in the backseat with Deputy White. She immediately went back to her containment position because other deputies were dealing with the suspect. She believed there was more than one suspect involved in the original call. At some point, she left the containment. She did not see when the suspect's apartment was checked.

**Deputy Llandel Garcia**

On April 29, 2020, at 1418 hours, Deputy L. Garcia was interviewed by Internal Affairs Bureau investigators.

On November 28, 2017, Deputy L. Garcia was scheduled to work PM shift. He was on [redacted] and worked with his [redacted] Deputy Beck. They contacted the victim on Dockweiler Drive, a short distance away from the call location on Bottletree Lane. The victim provided them with the suspect's description. She did not know his name, but knew the suspect lived in the apartment next to her.

As Deputy L. Garcia obtained information, Deputy Beck relayed the information to the other units over the radio.

After he spoke with the victim for a few minutes, he heard multiple gunshots. He estimated he heard 15 shots. He remembered hearing radio traffic regarding a deputy involved shooting. Deputy L. Garcia and Deputy Beck entered their vehicle and drove toward the target location. When they arrived in the area, Deputy L. Garcia saw deputies detaining a person at gunpoint. The person they had detained was not the suspect who had been involved in the shooting. After the second suspect was detained, it was determined he was not involved in the incident.

Deputy L. Garcia assisted in the caravan when Deputy White was transported to the hospital. He never saw the suspect, nor did he witness the shooting. After he assisted in the transportation of Deputy White, he returned to the scene to assist with the crime scene; however, he went back to the station prior to the deputies contacting people inside the suspect's residence.

**CIVILIAN WITNESS STATEMENTS:**

Homicide Bureau Detectives interviewed several civilians who were located in [redacted] Bottletree Lane, Apartment #[redacted] at the time of the shooting. Those civilians were all associates of the suspect. Their audio recorded statements **[MISCELLANEOUS DOCUMENTS]** were consistent with the interview summaries written by Homicide Bureau and documented in the Homicide Bureau casebook **[EXHIBIT A].**

The civilians listed below heard gunshots and yelling, but did not see the incident. Refer to the summarized civilian statements on the following pages in **Exhibit A:**

- [redacted] – Exhibit A, pages 79 to 80 and 137 to 139
- [redacted] – Exhibit A, pages 80 to 81 and 140 to 141
- [redacted] – Exhibit A, pages 81 to 82 and 141 to 142
- [redacted] – Exhibit A, pages 82 and 142 to 143
- [redacted] – Exhibit A, pages 133 to 135
- [redacted] – Exhibit A, pages 82 to 83 and 143 to 147
- [redacted] – Exhibit A, pages 83 and 143 to 147
- [redacted] – Exhibit A, page 83
- [redacted] – Exhibit A, page 83

Homicide Bureau Detectives also interviewed the assault with a deadly weapon victim, [redacted]. She was with Deputy Beck and Deputy L. Garcia when the shooting occurred and was not witness to the shooting **[EXHIBIT A, Pages 93 to 95]**.

There were no other civilian witnesses to the shooting.

## SUSPECT INTERVIEW:

**Suspect Monolito Guerra**

On December 3, 2017, at 2118 hours, Suspect Guerra was interviewed by Homicide Bureau Detectives at Henry Mayo Newhall Hospital.

Suspect Guerra said there was a "guy" who tried to take his [redacted] ([redacted]) car. He went to look for the guy on foot in the apartment complex. He said the person was in a dark colored truck. As he looked for the truck, he saw a white Suburban which looked suspicious. He walked up to the vehicle and saw it was being driven by a woman. He pointed a gun at her and asked her, "What the fuck you doing here?" The female drove away and called the cops. He noticed the cops entered the apartment complex area. He hid in the backseat of a white vehicle, because he knew the deputies were looking for him. He was in possession of a .357 revolver, loaded with 5 live rounds.

**IAB Note: When the suspect's firearm was collected, it contained four expended rounds and one live round. The firearm was a five shot revolver.**

Suspect Guerra laid down in the backseat of the vehicle. He was on his left side, with his head toward the left rear passenger door. He found a sunshade in the vehicle and propped it up to try and hide under it. A deputy shined a flashlight into the vehicle, which made him aware of the deputy's presence. Suspect Guerra had his gun in his right hand, ready to shoot.

Suspect Guerra hid in the vehicle for approximately 10 minutes. The deputy opened the left rear passenger door and yelled a command. He then shot the deputy. He shot the deputy because he was already on the run from parole and he did not want to get caught while in possession of the firearm. He was afraid to go back to prison. He intended to shoot and believed he was going to be killed. He wanted to be killed so he did not have to go back to prison. He was tired of running from the law.

Suspect Guerra knew he shot the deputy because the deputy yelled and fell backward. As the deputy fell, Suspect Guerra exited the vehicle. The deputy returned fire, which hit the suspect. He fired another round at the deputy. He was not sure if the second shot hit the deputy.

Suspect Guerra tried to run east towards his apartment, but another deputy shot at him. He tried to climb the pool fence, but he was being shot at, which forced him to shoot back. He shot back, but he did not think he hit anybody. Suspect Guerra changed his story and said he only shot two times. His right hand went limp, which prevented him from shooting. He tried to shoot with his left hand, but he could not shoot. He kneeled down behind the vehicle he had been hiding in. His gun was on the ground because he

could not hold it. Suspect Guerra said he tried to give up, but he was getting shot at.

He mentioned he had 8 rounds of .38 ammunition in his pocket; however, he did not attempt to reload his firearm because his hands were shot.

**MISCELLANEOUS SECTION:**

IAB investigators obtained and reviewed the Homicide Bureau casebook, which contained several compact disks containing photographs, and radio traffic. IAB investigators reviewed the PM in-service for November 28, 2017, and the EM in-service for November 29, 2017, for Santa Clarita Valley Station. The in-services were included in the Homicide Bureau casebook **[EXHIBIT A, Pages 13 to 14].**

IAB investigators obtained and reviewed the shooting qualification and training records for the four involved deputies **[MISCELLANOUS DOCUMENTS]**.